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To

1. The CE/Admn. HVPNL, Panchkula.
2. The CE/Admn. UHBVN, Panchkula.
3. The CE/HR & Admn. DHBVN, Hisar.
4. The CE/Admn. HPGCL, Panchkula.

Memo No.: Spl-1/LB-2(424)GGN

Dated: 24.09.2026

Subject: RSA No. 2017/2023 titled M/s Dynamic Universal Ltd. Vs. DHBVN.

Attention is drawn to judgment dated 05.05.2026 passed in subject cited writ petition by the Hon'ble High Court vide which the Hon'ble High Court dismissed the Writ petition. The operative part order dated 05.05.2026 is reproduced here under:-

The entire case pleaded by the plaintiff hinges upon memo dated 03.09.2013 (Ex.P18). The Lower Appellate Court in order to clarify doubts surrounding memo dated 03.09.2013 summoned Shri Subhash Deshwal, the then Sub Divisional Officer, DHBVN Gurugram as Court witness. It is matter of record that on the day the plaintiff claims to have issued cheque dated 19.07.2013 for settlement amount of Rs.1,42,000/- Civil Suit bearing No.644 of 2010 was pending before Civil Judge (Junior Division), Gurugram. The same was decided vide judgment and decree dated 30.07.2013 against the plaintiff. Surprisingly the plaintiff did not bring to the notice of the Court that the parties had settled their dispute and that the suit deserves to be disposed off in terms of the settlement. The matter was argued by both the parties on merits. The Court dismissed the suit filed by the plaintiff. Plaintiff claims that cheque leaf bearing Sr.No.481233 was issued by him on 19.07.2013 for a sum of Rs.1,42,000/- to pay the settlement amount whereas cheque bearing No.481220 was issued on 14.08.2013. In these circumstances, Lower Appellate Court rightly held that cheque leaf bearing No.481233 was not issued on 19.07.2013 but was issued on a date subsequent to 14.08.2013. This proves that there was no settlement prior to 30.07.2013 and thus memo dated 03.09.2013 (Ex.P18) is nothing but an act of manipulation by the concerned SDO acting in cahoots with the plaintiff.

Where a litigant acts in cahoots with the public servant and tries to pollute the system, State is not bound by act of such public servant. State is bound by the acts of a public servant based upon conscious decision and not by the decisions punctuated by extraneous considerations.

In view thereof, this Court finds that the Courts below have rightly appreciated the evidence on record and have dismissed the suit filed by the plaintiff who not only acted as a pollutant but also based the present lis on falsehood.

The present appeal is accordingly dismissed.

It is an important judgment on the issue that where a litigant acts in cahoots with a Public Servant and attempts to pollute the system, the State cannot be held bound by the act of such Public Servant. The State is bound only by act of a Public Servant founded upon a conscious and bona fide decision.

It is therefore requested to circulate the judgment amongst the subordinate under your control for dismissal of ongoing similar cases if any placing reliance on the judgment dated 05.05.2026 passed by Hon'ble High Court. It is also requested to direct the concerned SE/IT to host the judgment dated 05.05.2026 on the website of concerned Power Utility. A complete copy of judgment dated 05.05.2026 is enclosed herewith for ready reference.

DA/As above



Assistant Law Officer,
HPU, Panchkula.

CC:

1. The S.E./XEN/IT, UHBVN, HVPNL, HPGCL, DHBVN, Panchkula/Hisar are requested to upload the judgment dated 05.05.2026 on the website of their utility.
2. The Joint Secy./Legal, HVPNL, Panchkula.
3. The Under Secy./Legal, HVPNL, Panchkula.
4. Dy. District Attorney-I, HVPNL, Panchkula.
5. Dy. District Attorney-II, HVPNL, Panchkula.
6. Sh. Aman Dhiman, Legal Consultant, UHBVN, Panchkula.
7. Legal Consultant, HVPNL, Panchkula.
8. Legal Consultant, HPGCL, Panchkula.
9. Law Officer, HVPNL, Panchkula.
10. Law Officer, DHBVN, Panchkula.
11. Law Officer, UHBVN, Panchkula.
12. Legal Officer, UHBVN, Panchkula.
13. ALO-1 UHBVN, Panchkula.
14. ALO-2, UHBVN, Panchkula.
15. ALO-3, UHBVN, Panchkula.
16. ALO, DHBVN, Panchkula.
17. ALO, HVPNL, Panchkula.