SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			WPMS/3427/2026 Re Power Generators Society --Petitioner **Versus** State Of Uttarakhand and Others --Respondents **Hon'ble Pankaj Purohit, J.** Mr. Neeraj Garg, learned senior counsel assisted by Mr. Rajendra Arya, learned counsel for petitioner. **2.** Mr. Devendra Pant, learned Standing Counsel for the State of Uttarakhand/ respondent No.1. **3.** Mr. Abhijay Negi, learned counsel for respondent No.2. **4.** Ms. Priyanshee Maurya, learned counsel holding brief of Mr. Dharmendra Barthwal, learned counsel for respondent No.4-UPCL. **5.** By means of present writ petition, petitioner has put to challenge the order dated 12.10.2026 passed by respondent No.2 in Misc. Application No.49 of 2026 (Annexure No.1 to the writ petition), as well as the order dated 04.06.2026 passed by respondent No.2 in Petition No.18 of 2026 (Suo-Moto) (Annexure No.2 to the writ petition), whereby, purportedly electricity was reviewed. **6.** A preliminary objection has been raised from the side of respondent(s) that against the orders impugned, a remedy for filing an Appeal before the Appellate Tribunal for Electricity (APTEL) is available with the petitioner and in view of the statutory remedy of Appeal, the writ petition would not be maintainable before this Court.

			7. The matter was adjourned for the reason that counsel for respondent No.2 was not present before the Court yesterday and learned counsel holding his brief was directed by this Court to get instruction in the matter as to under which provision of law, the impugned orders have been passed. **8.** Today, learned counsel for respondent No.2, on instruction, submits that the orders have been passed under Section 94 (1)(f) of the Electricity Act, 2003. He further submits that under Section 111 of the Electricity Act 2003, aggrieved person by an order except order passed under Section 127 of the Electricity Act, may prefer an appeal to the Appellate Tribunal for electricity. In such view of the matter, he submits that writ petition would not be maintainable before this Court. **9.** Keeping in view the above legal proposition, learned senior counsel for petitioner submits that in view of the statutory remedy available to petitioner, he wants to withdraw the preset writ petition with liberty to avail the appropriate statutory remedy before the Appellate Tribunal for Electricity constituted under Section 110 of the Electricity Act, 2003. **10.** The permission, so sought for, is granted. **11.** Accordingly, the present writ petition is dismissed as withdrawn with aforesaid liberty. **(Pankaj Purohit, J.)** 19.11.2026 PN PREETI NEGI

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