

**IN THE COURT OF CH. ABDUL HAQ DISTRICT &  
SESSIONS JUDGE/PRESIDING OFFICER,  
DISTRICT CONSUMER COURT,  
SIALKOT/NAROWAL.**

*Case No.68/2013*

Date of Institution: 17.07.2013.

Date of Decision: 28.08.2013.

Ch. Shah Nawaz S/O Ch. Abdul Ghani R/O Saqib House Habib  
Bank Pura, Heerian Rangpura , Teh, & District Sialkot.

*(Complainant)*

***Versus***

SNGPL Malkay Kalan Marala Road (through) Sub  
Divisional Engineer /District In charge Sialkot.

*(Respondent)*

**COMPLAINT U/SEC. 25 OF THE PUNJAB CONSUMER  
PROTECTION ACT,2005.**

**ORDER:**

It is de-troop to translate the entire facts, so asserted in the instant petition and suffices it to say that petitioner claiming himself to be a consumer of the defendant/department has ventilated his grievance by alleging that excess bill of gas energy was issued to him by the defendant/department and the said bill was against the facts and illegal one, therefore, the same was not deposited in result of which his energy connection was disconnected by the department, hence, the said actionable wrong is cognizable at this venue. The prayer of the petitioner is to set aside the disputed bill and to restore his energy connection, as well as the award of damages so mentioned in the prayer clause.

(ii) To proceed further with the matter and to determine the jurisdiction of this court, I have heard the arguments of the learned counsel for the petitioner and have perused the record carefully. The valuable guideness in this regard is provided in the case law cited as CLD 2012/Lahore/ 1428, in which it has been held that consumer

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court is not a court of General Jurisdiction, therefore it is duty of the court to examine the allegations contained in the complaint in order to determine its jurisdiction. As stated above the contents of the petition, transpires that the petitioner considers himself as aggrieved from the excessive bill, nonpayment of which resulted in disconnection of the energy connection. As held in the above cited case law, the prayer for cancellation of the gas bill issued by the gas company could not have conferred the jurisdiction upon the consumer court and same falls outside this purview. There is no denial to the well-known principal of law that an order passed by the court not having jurisdiction, is nullity in the eyes of law and if scanned in this context the allegations and the relief asserted by the petitioner falls outside the preview of consumer court, therefore, taking guidance from the above cited case law, this still born petition is buried in its very inception, so that no further time is consumed in fruitless litigation. Petition is hereby dismissed accordingly for want of jurisdiction. File be consigned to the record room after it's due completion.

Announced:  
28-08-2013.

*Presiding Officer,*  
District Consumer Court  
Sialkot/Narowal.

#### CERTIFICATE

Certified that this order contains 2 pages and each of pages is dictated, corrected and signed by me.

Announced:  
28-08-2013.

*Presiding Officer,*  
District Consumer Court  
Sialkot/Narowal.