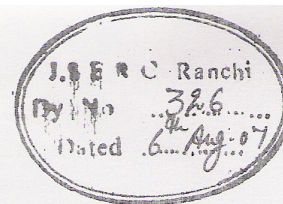


IN THE HIGH COURT OF JHARKHAND AT RANCHI
C.W.J.C No. 1793 OF 2001

Madhu Sudan Mittal

Petitioner



Versus

Jharkhand State Electricity Board & Ors.

Respondents

CORAM

HON'BLE THE CHIEF JUSTICE
HON'BLE MR.JUSTICE AMARESHWAR SAHAY

For the Appellant/Petitioner

Mr.M.S.Mittal (A.C)

For the Respondent-J.S.E.B

M/s.V.P.Singh, Snr.Advocate, Shankar, P.K.Singh

For the Intervener

Mr.M.Jagannath

For the State of Jharkhand

M/s. R.N.Sahay, Sr.S.C.I, R. Prasad, JC to Sr.SC II

For the JSERC

Mr.S.Srivastava

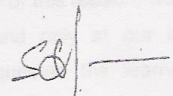
79. 31.7.2007 From the affidavit filed today by the Deputy Secretary, Energy Department, Government of Jharkhand, it is clear that already the Government of India has approved unbundling of J.S.E.B. into four successor entities and the Ministry of Power, Government of India, has given permission to Jharkhand State Electricity Board to function as State Transmission Utility and a Licensee under the provision of section 172(a) of the Electricity Act, 2003, upto 30.9.2007.

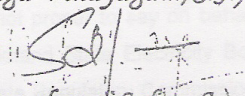
In view of the aforesaid statement made in the affidavit, it would be appropriate to direct the State Government to unbundle the Jharkhand State Electricity Board into four entities – (i) Jharkhand Vidyut Vikas Nigam Limited; (ii) Jharkhand Vidyut Utpadan Nigam Limited, (iii) Jharkhand Vidyut Sancharan Nigam Limited and (iv) Jharkhand Vidyut Vitran Nigam Limited. This must be done on or before 30.9.2007, upto which license has been extended to it.

This work must be undertaken without any delay and if any other persons put hindrance to the progress of the unbundling, it is open to the authorities to deal with them strictly in accordance with law. This Court directs all the persons concerned to co-operate with this process of unbundling without putting any hurdle thereto by way of implementation of this order.

We post this case after two months so that we can be informed about the progress of the unbundling.

Post this case on 1.10.2007.


(M.Karpaga Vinayagam, C.J.)


(Amareshwar Sahay, J.)

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