

Rule 413 of the Telegraph Rules provides that all services relating to telephone are subject to Telegraph Rules. A telephone connection can be disconnected by the Telegraph Authority for default of payment under Rule 443 of the Rules.

It is well settled that the special law overrides the general law. Hence, in our opinion the High Court was not correct in its approach.

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In *Chairman, Thiruvalluvar Transport Corporation Vs. Consumer Protection Council* (1995) 2 SCC 479 it was held that the National Commission has no jurisdiction to adjudicate upon claims for compensation arising out of motor vehicles accidents. We agree with the view taken in the aforesaid judgment.

In view of the above, we allow this appeal, set aside the impugned judgment and order of the High Court as well as the order of the District Consumer Forum dated 26.11s.2001.

Appeal allowed. No order as to the costs. ....J.

(MARKANDEY KATJU)

.....J.

(ASOK KUMAR GANGULY)

NEW DELHI;

SEPTEMBER 01, 2009