



W.P(MD)No.4204 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 26.07.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4204 of 2015

P.Velusamy

... Petitioner

Vs.

- 1.The District Collector,
Theni District, Theni.
- 2.The Thasildhar,
Periyakulam,
Theni District.
- 3.The Executive Engineer,
Public Works Department,
Periyakulam, Theni District.
- 4.The Superintending Engineer,
Theni Electricity Distribution Circle,
TANGEDCO,
Theni Town & District.
- 5.The Executive Engineer (Distribution),
TANGEDCO, Periyakulam,
Theni District.
- 6.The Assistant Executive Engineer,
(Distribution West),

1/4



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TANGEDCO,
Periyakulam,
Theni District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 1 to 3 to protect and preserve water canal in survey Nos.306 and 310 of the Genguvarpatti village, Periyakulam Taluk, Theni District and consequently prohibit the respondents 4 to 6 from erecting any E.B. poles or drawing H.T.Lines or any other wire lines through the water canal situated in survey Nos.306 and 310 of Genguvarpatti Village.

For Petitioner : Mr.N.Dilipkumar

For Respondents : Mr.N.GA.Nataraj,
Govt. Advocate for R1 to R3.
Mr.S.Deenadhayalan,
Standing Counsel for R4 to R6.

ORDER

Heard the learned counsel on either side.

2.The grievance of the petitioner is that TANGEDCO had erected and installed their poles in the petition mentioned water canal.



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3. When the matter was taken up for hearing, it has been clarified by the jurisdictional Tashildar as well as TANGEDCO that the poles had been laid only on the bund and not on the water bed.

4. Recording the said submission, this writ petition is dismissed.

No costs.

26.07.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
ias

To:-

1. The District Collector,
Theni District, Theni.
2. The Thasildhar,
Periyakulam,
Theni District.
3. The Executive Engineer,
Public Works Department,
Periyakulam, Theni District.



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G.R.SWAMINATHAN, J.

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