



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 08.01.2015
CORAM
THE HONOURBLE MR.JUSTICE B.RAJENDRAN

W.P(MD).Nos.169 to 179 of 2015
and
M.P.(MD)Nos.1 to 1 of 2015

G. HARIRAM,	... PETITIONER IN WP(MD). 169/ 2015
S.PECHIMUTHU,	... PETITIONER IN WP(MD). 170/ 2015
P. BALA SUBRAMANIAM	... PETITIONER IN WP(MD). 171/ 2015
N. PURUMAL,	... PETITIONER IN WP(MD). 172/ 2015
N.RAMAKRISHNAN	... PETITIONER IN WP(MD). 173/ 2015
C.GOPALAKRISHNAN	... PETITIONER IN WP(MD). 174/ 2015
M. KALYANA SUNTHARAM,	... PETITIONER IN WP(MD). 175/ 2015
S.ALAMELU MANGAI,	... PETITIONER IN WP(MD). 176/ 2015
M.PACKIARAJ	... PETITIONER IN WP(MD). 177/ 2015
N. SANKAR,	... PETITIONER IN WP(MD). 178/ 2015
S.A.SANKARAN,	... PETITIONER IN WP(MD). 179/ 2015

Vs.

1. THE ASSISTANT EXECUTIVE
ENGINEER DISTRIBUTION / URBAN,
TANGEDCO, SHANTHI NAGAR, PALAYAMOTTAI,
TIRUNELVELI.
2. THE EXECUTIVE OFFICER,
ARULMIGU VENATACHALAPATHI TEMPLE, THIMMARAJAPURAM,
TIRUNELVELI DISTRICT. .. RESPONDENTS IN ALL THE PETITIONS

Prayer in WP(MD). 169/ 2015 :

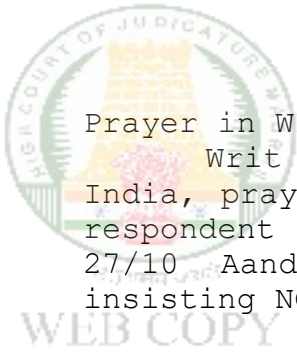
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 7/126A, Main Road, Thimmarajapuram, Palayamottai, Tirunelveli, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 170/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No.7/13C, Mupudathi Amman Street, Thimmarajapuram, Tirunelveli District without insisting NOC to be obtained from the 2nd respondent and pass such other and further orders.

Prayer in WP(MD). 171/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 7/9-A1, Main Road, Thimmarajapuram, Palayamottai, Tirunelveli, without insisting NOC to be obtained from the 2nd respondent.



Prayer in WP(MD). 172/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 27/10 Aandal Street, Thimmarajapuram, Tirunelveli District, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 173/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No.6/10 B Aandal Street, Thimmarajapuram, Tirunelveli District without insisting NOC to be obtained from the 2nd respondent and pass such other and further orders.

Prayer in WP(MD). 174/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 6/52A Rajamannaar, Thimmarajapuram, Palayamottai, Tirunelveli, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 175/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 7/322B, Raja Mannor Street, Thimmarajapuram, Tirunelveli District, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 176/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No.6/54A, Rajamannar Street, Thimmarajapuram, Tirunelveli District without insisting NOC to be obtained from the 2nd respondent and pass such other and further orders.

Prayer in WP(MD). 177/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No.7/284A, Pillaiyarkovil street, Thimmarajapuram, Palayamottai, Tirunelveli, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 178/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No. 6/38A, Raja Mannar Street, Thimmarajapuram, Palayamottai, Tirunelveli, without insisting NOC to be obtained from the 2nd respondent.

Prayer in WP(MD). 179/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the 1st respondent to give electricity supply to the Petitioner s house in D. No.7/48, Sudalai Kovil Street, Thimmarajapuram, Tirunelveli District without insisting NOC to be obtained from the 2nd respondent and pass such other and further orders.

For Petitioner : Mr.S.Selvakumar in all WP's

For Respondents : Mr.G.Kasinathadurai in all WP's

COMMON ORDER

Heard the learned counsel for the petitioners and the learned standing counsel appearing for the respondents.

2. By consent of both parties, these writ petitions are taken up for final hearing.

3. All these writ petitions are relating to grant of electricity service connection only for the residential premises.

4. The electricity board is objecting for giving electricity service connection only on the ground that the petitioners have to get No Objection Certificate from the second respondent.

5. According to the petitioners they are not parties to the civil suit and therefore there is no need for any No Objection Certificate. The learned counsel for the petitioners relied upon an unreported Judgement of this Court in W.P.(MD)Nos.17667 to 17671 of 2014, dated 03.11.2014 whereby this Hon'ble Court has passed an order directing the authorities to consider the petitioners' application in the light of the Judgment of the Division Bench of this Court and pass appropriate orders after giving notice to all the parties concerned. The learned counsel for the petitioner also would say that the petitioners will give necessary documents pertaining to their property and establish their right and then seek for service connection.

6. The learned standing counsel appearing for the respondents would contend that the first respondent will enquire in respect of the right of the petitioners after giving notice to the second respondent by following the earlier order of this Hon'ble Court.

7. Taking into account that the petitioners need electricity service connection for their residential houses, the authorities will consider the same in accordance with law as per order passed, by this Court in W.P.(MD)Nos.17667 to 17671 of 2014, dated 03.11.2014, following the Division Bench Judgments of this Court. The petitioner will approach the authority concerned with all their relevant documents, viz., family card, nativity certificate and copy of the sale deed as proof of purchase etc., and on such receipt of the application, the respondent will also issue notice to the second respondent and call for an enquiry and then pass appropriate orders as expeditiously as possible.



8. With the above directions, these writ petitions are disposed of. Consequently, connected Miscellaneous Petitions are closed. No costs.

Sd/-
Assistant Registrar (AE)

/True copy/

Sub Assistant Registrar

To

1. THE ASSISTANT EXECUTIVE ENGINEER DISTRIBUTION / URBAN,
TANGEDCO, SHANTHI NAGAR, PALAYAMOTTAI, TIRUNELVELI.
2. THE EXECUTIVE OFFICER,
ARULMIGU VENATACHALAPATHI TEMPLE,
THIMMARAJAPURAM, TIRUNELVELI DISTRICT.

+1cc to MR.G.KASINATHADURAI, STANDING COUNSEL, IN SR : 724

Rj2

SR : 04.02.2015 : 4p/4c

W.P(MD).Nos.169 to 179 of 2015
08.01.2015