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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :20.04.2015

CORAM

THE HONOURABLE **MR. JUSTICE .R. MAHADEVAN**

W.P (MD) .No.6048 of 2015

P.Chithambaram ... Petitioner

Vs

1.The Executive Engineer,
Tamil Nadu Electricity Board,
TANGEDGO,
Manaparai Division,
Trichy District.

2.The Assistant Engineer,
Tamil Nadu Electricity Board,
TANGEDGO, Mettuppatti,
Trichy District.

... Respondents

This Writ Petition has been filed under Article 226 of the Constitution of India, praying for a Writ of Certiorarified Mandamus calling for the records relating to the impugned order passed by the 2nd Respondent in his Proceedings in Ka. No. 2Mi.Po/E.Ka.Me.Patti / Va.Aa/Ko.Thani/No.296/2015 dated 05.03.2015 and quash the same as illegal and consequently direct the respondent to grant electricity connection to petitioner's residential building and shop in Survey No.415/2b, Kovilpatti Marugapuri Taluk, Trichy District within the period that may be stipulated by this Honourable Court.

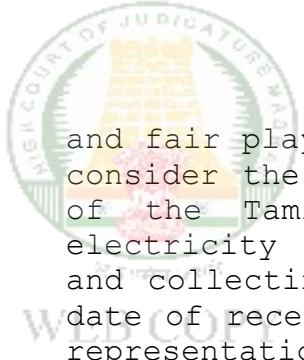
For petitioner : Mr.C.Venkateshkumar for M/S.AJMAL ASSOCIATES

For respondents : Mrs.S.Srimathi
Standing Counsel

ORDER

When the matter is taken-up for hearing, both parties mutually agreed upon to pass orders on the basis of the order passed in W.P.(MD). No.2936 of 2014 dated 18.12.2014, wherein, this Court, after squeezing out various judgment of this Court on this subject, eventually, had allowed the said Writ Petition with certain direction. The operative portion of the said order is usefully extracted below:-

"18. In the result, the Writ Petition is allowed leaving the parties to bear their own costs and the impugned order, dated 04.02.2014 passed by the second respondent is hereby set aside by this Court for the reasons assigned in this order. Further, this Court, in the interest of justice



and fair play, equity, good consciences, direct the respondents 1 and 2 to consider the petitioner's request for service in terms of Clause 27(2)(4) of the Tamil Nadu Electricity Distribution Code, 2004 and provide electricity supply after obtaining indemnity bond in the statutory form and collecting the required fees, within a period of four weeks from the date of receipt of a copy of this order, if the petitioner's application/representation otherwise is found to be in order. It is also made clear that grant of Electricity Supply would not confer any right on the petitioner in respect of the land in question. Consequently, the connected miscellaneous petition is closed. No costs."

2. Following the said order, this Writ Petition is also disposed of, with a direction to the respondents to effect service connection to the petitioner, after affording an opportunity of hearing to the petitioner, the Temple authorities and other interested parties, if any, and thereafter, pass appropriate orders, within a period of six weeks from the date of receipt of a copy of this order

With the above direction, this Writ Petition stands disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar(C.S.)

To

1.The Executive Engineer,
Tamil Nadu Electricity Board,
TANGEDGO,
Manaparai Division,
Trichy District.

2.The Assistant Engineer,
Tamil Nadu Electricity Board,
TANGEDGO, Mettupatti,
Trichy District.

+1cc to Mr.AJMAL ASSOCIATES, Advocate, in SR. No. 20634

TS/08.05.2015/2P-4C

W.P (MD) .No.6048 of 2015

20.04.2015