

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 2/2/2016

C O R A M

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

W.P.No.1558 of 2016

Rajendra R.Mehta

... Petitioner

Vs

1. Chennai Metropolitan Water Supply and Sewerage Board
rep. By its Managing Director
No.1 Pumping Station Road
Chintadripet
Chennai 600 002.
2. The Superintending Engineer
Chennai Metropolitan Water Supply and Sewerage Board
No.1 Pumping Station Road
Chintadripet
Chennai 600 002.
3. The Area Engineer
Chennai Metropolitan Water Supply and Sewerage Board
Zone X, Muthukrishnan Street
T. Nagar
Chennai 600 017.

... Respondents

Prayer : Writ petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus to direct the respondents to provide drainage and water service connection after registering the applications to the flats and common areas forming part of the plan approval dated 17/5/2011 and completion certificate dated 20/10/2015 issued by CMDA put up at T.S.Nos.80/1 to 12, 113/2,3 and 4 of Block 38 Arunachalam Road, Saligramam, Chennai 93.

For Petitioner ... Mr.R.Mohan

For respondents ... Mr.G.Janakiraman

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O R D E R

With the consent of the learned counsel appearing on either side, this writ petition is taken up for final disposal.

2. Heard Mr.R.Mohan, learned counsel for the petitioner and Mr.G.Janakiraman, learned counsel for the respondents.

3. This writ petition has been filed praying to direct the respondents, to provide drainage and water service connection, after registering the applications, to the flats and common areas, forming part of the plan approval, dated 17/5/2011 and completion certificate dated 20/10/2015, issued by CMDA, put up at T.S.Nos.80/1 to 12, 113/2,3 and 4 of Block 38 Arunachalam Road, Saligramam, Chennai 93.

4. Earlier, the petitioner had filed another writ petition in W.P.No.1557 of 2016, for a direction to the Electricity Board to give electricity service connection. Subsequently, the Electricity Board, having been satisfied that the petitioners have complied with all the conditions, had granted electricity service connection and therefore, the writ petition was withdrawn, on 2/2/2016.

5. The learned Standing counsel appearing for the respondent Board, submitted that four weeks time may be granted to the respondent, to process the application, as road cutting permission has to be obtained from the Corporation of Chennai.

6. Firstly, the authority should be satisfied that the construction put up by the petitioner is in accordance with law, as per the sanction plan. In this case, this appears to be not in doubt because the petitioner has produced the completion certificate. Therefore, all that the respondent has to verify the same and proceed further to take action to provide Water and Sewerage connection.

7. The request made by the respondents, to grant four weeks time, is accepted and accordingly, the respondents are directed to verify the completion certificate and take necessary steps, for effecting Water and Sewerage connection. The said exercise, shall be completed, within a period of four weeks, from the date of receipt of a copy of this order.

8. With the above direction, this writ petition is disposed of. No costs. Consequently, the connected Miscellaneous Petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. The Managing Director
Chennai Metropolitan Water Supply and
Sewerage Board
No.1 Pumping Station Road
Chintadripet
Chennai 600 002.
2. The Superintending Engineer
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Sewerage Board
Zone X, Muthukrishnan Street
T. Nagar
Chennai 600 017.

+1 cc to Mr.R.Mohan Advocate sr.6615

+1 cc to Mr.G.Janakiraman Advocate sr.6607

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aa10/02/2016