



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.10.2016

CORAM:

THE HONOURABLE MR.JUSTICE **M.V.MURALIDARAN**

W.P (MD) No.19312 of 2016

and

W.M.P. (MD) Nos.13918 & 13919 of 2016

V. Ismailkhan

: Petitioner

Vs.

1. The Superintending Engineer,
Tamil Nadu Generation & Distribution Corporation,
N.R.T.Road, Theni - 625 531.

2. The Assistant Engineer,
Tamil Nadu Generation & Distribution Corporation,
Markkayakottai, Theni District.

3. Syed Sulthan Ibrahim

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records of the second respondent's proceedings in க.எண்.உ.மி.பொ./இபே/வ.ஆய்/மா.கோ/அ.எண்..102/16, dated 13.06.2016 and quash the same and consequently direct the respondents 1 and 2 to provide electricity connection to the petitioner's house situated in 7-1-1992, Uthamapalayam Road, Kuchanur, Theni District.

For Petitioner

: Mr. A.K.Manickam

For R-1 & R-2

: Mr.S.M.S.Johny Basha

O R D E R

The petitioner has filed the present Writ petition challenging the order passed by the second respondent in his proceedings in க.எண்.உ.மி.பொ./இபே/வ.ஆய்/மா.கோ/அ.எண்..102/16, dated 13.06.2016 and quash the same and thereby directing the respondents 1 and 2 to provide electricity connection to the petitioner's house situated in 7-1-1992, Uthamapalayam Road, Kuchanur, Theni District.

2.Heard, Mr.A.K.Manickam, learned counsel appearing for the petitioner as well as Mr.S.M.S.Johny Basha learned counsel appearing for the respondents 1 and 2.



3. Mr.S.M.S.Johny Basha, takes notice for the respondents 1 and 2. By consent, the Writ petition itself is taken up for final disposal.

4. On perusal of the impugned order, it is stated that there is a dispute between the petitioner and his brother Syed Sulthan Ibrahim/third respondent.

5. Notice to the third respondent is dispensed with.

6. The impugned order passed by the second respondent is set aside and the respondents 1 and 2 are directed to provide electricity connection by obtaining indemnity bond from the petitioner. The said exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order.

7. With the above directions, the Writ petition is disposed of. No costs. Consequently, connected Miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

pmu

To

1. The Superintending Engineer,
Tamil Nadu Generation & Distribution Corporation,
N.R.T.Road, Theni - 625 531.

2. The Assistant Engineer,
Tamil Nadu Generation & Distribution Corporation,
Markkayakottai, Theni District.

+1cc to Mr.A.K.Manickam Advocate Sr.No. 59983

JAM/01.11.16/SKS-RR/2p-4c

**ORDER MADE IN
W.P (MD) No.19312 of 2016**

**and
W.M.P. (MD) Nos.13918 & 13919 of 2016
06.10.2016**