

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2017

CORAM:

THE HON'BLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.A No.1612 of 2013
in
W.P.No.28427 of 2011

M.Maryyayee Ammal ... Appellant/Petitioner

Vs

- 1.The Tamilnadu Electricity Board,
Rep.by its Superintendent Engineer,
Namakkal Town and District.
- 2.The Executive Engineer,
Tamilnadu Electricity Board,
Namakkal Town & District. ... Respondents/Respondents

Prayer:- Writ Appeal filed under clause 15 of the Letter Patent against the order dated 03.12.2012 in W.P.No.28427 of 2011.

W.P.No.28427 of 2011 : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, to call for the records of the respondents in connection with the impugned order passed by the Second Respondent in Ka.No.Se.Po.Na/va2/ka.pugarmanu/No. 592/11 dated 17.12.2011 and quash the same and further direct the respondents to provide free electricity connection to the petitioners pump set in Survey No.266/2 for agricultural purposes.

For Appellant : No appearance

For Respondents : No appearance

J U D G M E N T

K.K. SASIDHARAN, J.

The application submitted by the appellant for free electricity connection was rejected by the Executive Engineer, Tamil Nadu Electricity Board, Namakkal. The order was challenged in W.P.No.28427 of 2011. The learned single Judge

found that the appellant failed to furnish necessary documents and as such, the authority was correct in rejecting the application for free connection. The said order is under challenge at the instance of the petitioner in W.P.No.28427 of 2011.

2. None appears on behalf of the appellant. There is no representation on behalf of the respondents also.

3. The writ petition filed by the appellant was dismissed by the learned single Judge solely on the ground that necessary documents were not submitted by him for the purpose of giving free electricity connection. The learned single Judge protected the interest of the appellant by making an observation that in case application is made along with necessary documents, the same shall be considered by the respondents. Since the interest of the appellant was protected by the learned single Judge, we do not find any reason to interfere with the said order.

4. We direct the respondents to consider the case of the appellant for giving free electricity connection, in case, application is accompanied with necessary documents.

5. The writ appeal is dismissed with the above observation. No costs.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Superintendent Engineer,
Tamilnadu Electricity Board,
Namakkal Town and District.
- 2.The Executive Engineer,
Tamilnadu Electricity Board,
Namakkal Town & District.

W.A.No.1612 of 2013

BR(CO)
CA(22/08/2017)