

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2017

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

W.P.NOS.13742, 14316 AND 14317 OF 2003
AND CONNECTED MISCELLANEOUS PETITIONS

W.P.NO.13742 OF 2003

K.M.Rengasamy ... Petitioner

Vs.

- 1.Superintending Engineer
(Operation & Maintenance)
Tamil Nadu Electricity Board
Tiruchirapalli.
- 2.Executive Engineer
Tamil Nadu Electricity Board
Thuraiyur, Trichy District.
- 3.Assistant Accounts Officer (Revenue)
Tamil Nadu Electricity Board
Thuraiyur, Trichy District.
- 4.Srimath Vedantha Desiga Vilasa Vidhyabi
Viruthi Sabai
Rep. By its President
Perumal Malai Adivaram,
Sorathur Post, Thuraiyur Taluk,
Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India by with a prayer to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the order passed by the third respondent in his proceedings Ka.No.Uka/vavi/Thu/Ka.Me.10/2.17/D2613/02 dated 07.01.2003 and quash the same and direct the respondents to transfer the service connection 126 in the name of the petitioner.

For Petitioner	:	Mr.S.Mani
For Respondents	2-3:	Mr.P.Gunaraj
	R1 :	Mr.V.jayaprakash Narayanan Special Government Pleader

W.P.NO.14316 OF 2003

T.Pichamuthu

... Petitioner

Vs.

1.State of Tamilnadu

Rep. By its Secretary to Government
Energy Department
Chennai - 9.

2.Chairman

Tamil Nadu Electricity Board
Chennai - 2.

3.Junior Engineer

(Operation and Maintenance)
Tamilnadu Electricity Board
Thuraiyur South,
Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India by with a prayer to issue a Writ of Certiorari, to call for the records pertaining to the order of the third respondent in his proceedings No. Umipo/Eka/The/Thurai/Ko.Thani/A.No.15/03 dated 16.04.2003 and quash the same.

For Petitioner : Mr.S.Mani

For Respondent-1 : Mr.V.Jayaprakash Narayanan
Special Government Pleader

For Respondents 2&3: Mr.P.Gunaraj

W.P.NO.14317 OF 2003

Pichayee Amman Koil

Rep. By its Trustee Pakkalavadi
Thuraiyur Taluk,
Trichy District.

... Petitioner

Vs.

1.State of Tamilnadu

Rep. By its Secretary to Government
Energy Department
Chennai - 9.

2.Chairman

Tamil Nadu Electricity Board
Chennai - 2.

3.Junior Engineer

(Operation and Maintenance)
Tamilnadu Electricity Board
Thuraiyur South,
Trichy District.

.... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India by with a prayer to issue a Writ of Certiorari, to call for the records pertaining to the order of the third respondent in his proceedings No. Umipo/Eka/The/Thurai/Ko.Thani/A.No.15/03 dated 16.04.2003 and quash the same.

For Petitioner : Mr.S.Mani

For Respondent-1 : Mr.V.Jayaprakash Narayanan
Special Government Pleader

For Respondents 2&3: Mr.P.Gunaraj

COMMON ORDER

In these three writ petitions, it is the case of the petitioners that they are cultivating tenants in respect of lands belonging to the respective temples and that the Tamil Nadu Electricity Board is levying tariff for the consumption by the petitioners though they are in agricultural operations.

2. When the matter is taken up for hearing, Mr.P.Gunaraj, learned standing counsel for the respondent Electricity Board produced a communication dated 25.07.2016 from the Office of the Assistant Engineer, O&M / South / TANGEDCO, Thuraiyur, addressed to him, wherein it is stated that the service connections that were given to the petitioners are now

being treated as "for agriculture purpose" and therefore, the subject matter of the writ petitions has becomes infructuous.

3. Recording the submission made by the learned Standing Counsel for the respondent Electricity Board, these writ petitions are dismissed as infructuous. However, any amounts paid by the petitioners towards electricity tariff need not have to be returned to them by the Electricity Board. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

To

- 1.The Secretary to Government
Government of Tamil Nadu
Energy Department, Chennai - 9.
- 2.Superintending Engineer
(Operation & Maintenance)
Tamil Nadu Electricity Board
Tiruchirapalli.
- 3.Executive Engineer
Tamil Nadu Electricity Board
Thuraiyur, Trichy District.
- 4.Assistant Accounts Officer (Revenue)
Tamil Nadu Electricity Board
Thuraiyur, Trichy District.
- 5.Junior Engineer
(Operation and Maintenance)
Tamilnadu Electricity Board
Thuraiyur South, Trichy District.

6.The Chairman,
TamilNadu Electricity Board, Chennai-2.

+1 cc to Mr.P.Gunaraj, Advocate Sr.3307
+1cc to M/S.C.S.Associates, Advocate Sr.3186

W.P.NOS.13742, 14316 AND 14317 OF 2003

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