



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.10.2017

CORAM:

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P (MD) No.3011 of 2011

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K.Alagappan
Rep by M.Sivapandi
Power of Attorney
2/93, Sri Kaliyamman Kovil Street,
Kappalur, Thirumangalam,
Madurai - 8.

... Petitioner

Vs.

1.The Assistant Executive Engineer,
Tamil Nadu Electricity Board
L.Kottani Patti,
T.Kallupatti Post,
Thirumangalam,
Madurai.

2.P.Rajendran ... Respondents
(2nd respondent is impleaded as per order of this Court,
dated 23.10.2017 in MP(MD) No.1 of 2014)

PRAYER: Writ Petition is filed under Article 226 of the
Constitution of India praying to issue a Writ of Mandamus,
directing the respondent to consider the petitioner's
representation dated 21.02.2011.

For Petitioner	: Mr.S.Moorthy
For R.1	: Mr.S.M.S.Johny Basha
For R.2	: Mr.T.Vadivelan

O R D E R

This writ petition has been filed seeking a Writ of
Mandamus, to direct the respondents to consider the petitioner's
representation dated 21.02.2011.

2. Heard the learned Counsel appearing on either side.

3. It is the case of the petitioner that one Rajendran
had obtained electricity connection on 15.10.2010 to his house by
fabricating the house tax receipts of the petitioner. Hence, the
petitioner has made a representation to the first respondent on
21.02.2011 requesting to cancel the electricity connection by
pointing out that the same was obtained by misusing the tax
receipts of the petitioner. In pursuance of the inaction on the part of the first
respondent, the present writ petition has been filed for the
relief as stated supra.



4. The learned Counsel for the petitioner would submit that it would suffice, if the representation dated 21.02.2011 submitted by the petitioner may be directed to be considered by the first respondent in a time bound manner.

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5. Considering the facts and circumstances of the case, this Court, without going into the merits of the matter, directs the first respondent to consider the representation of the petitioner dated 21.02.2011 and pass appropriate orders thereon, on its own merits and in accordance with law, if not considered/disposed earlier, within a period of four weeks from the date of receipt of a copy of this order, after affording an opportunity of hearing to the petitioner, second respondent as well as other interested parties, if any.

6. The writ petition is disposed of as above. No costs.

Sd/-

Assistant Registrar(Records)

/True Copy/

Sub Assistant Registrar

To:

The Assistant Executive Engineer,
Tamil Nadu Electricity Board
L.Kottani Patti,
T.Kallupatti Post,
Thirumangalam,
Madurai.

+1cc to M/S.S.Moorthy, Advocate SR.No. 83479

+1cc to M/S.T.Vadivelan, Advocate SR.No. 83223

W.P(MD)No.3011 of 2011

(2/2)

23.10.2017

RM

JM/JC/SAR 2/03.11.2017/2P/4C