



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.04.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P. (MD) No. 10023 of 2018

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A. Karmegam

... Petitioner

vs.

1. The Executive Engineer,
TANGEDO,
Manamadurai,
Sivagangai District.

2. The Assistant Executive Engineer,
TANGEDCO, SIPCOT,
Manamadurai Taluk,
Sivagangai District.

3. A. Ramachandran

4. S. Subramaniyan

5. Muthukarupayee

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents 1 and 2 to consider the petitioner's representation dated 19.01.2018 in accordance with law consequently direct the respondents 1 and 2 to disconnect the electricity connection given in the name of the respondents 3 to 5 in respect of the petitioner property in survey no. 325/2 situated at Konnakulam, Soorakulam Village, Manamadurai Taluk, Sivagangai District.

For Petitioner : Mr. C. B. Ramalingam

For Respondents

No. 1 and 2 : Mr. S. M. S. Johnny Basha

O R D E R

Mr. S. M. S. Johnny Basha takes notice for the respondents 1 and 2. Notice to the respondents 3 to 5 is dispensed with in view of nature of the order to be passed by this Court.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. It is the grievance of the petitioner that his representation dated 19.01.2018 seeking the respondents 1 and 2 to disconnect the electricity connection given in the name of the



respondents 3 to 5 in respect of the petitioner property in survey no. 325/2 situated at Konnakulam, Soorakulam Villgae, Manamadurai Taluk, Sivaganagi District, has not been considered by the first respondent till date and therefore, he has filed the present writ petition.

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4. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the first respondent to consider the petitioner's representation dated 19.01.2018 on its own merits and take further action in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner as well as to the respondents 3 to 5 and any other persons who may be interested in the subject matter.

6. With the above direction, this writ petition is disposed of. No costs.

Sd/
Assistant Registrar(AE)

/True copy/

Sub Assistant Registrar

To:

1. The Executive Engineer,
TANGEDO,
Manamadurai,
Sivagangai District.

2. The Assistant Executive Engineer,
TANGEDCO, SIPCOT,
Manamadurai Taluk,
Sivagangai District.

+1cc to Mr.C.B.RAMALINGAM, Advocate, SR.No. 64709

W.P.(MD) No. 10023 of 2018
27.04.2018

AAV