



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.09.2018

CORAM:

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P. (MD) No.20153 of 2018

and

W.M.P. (MD) No.17912 of 2018

V.Vijayakumar

... Petitioner

vs.

1. The Divisional Engineer
Operation and Maintenance, Urban
Tamil Nadu Electricity Board
Orathanadu, Thanjavur District

2. The Assistant Executive Engineer
Operation and Maintenance, Urban
Tamil Nadu Electricity Board
Orathanadu, Thanjavur District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of certiorari to call for the records relating to Letter No.VU.Sa.Poo/E & Paaraa/Nagaram/Orath/Koo/Kattu/A.No.99/2018-2019 dated 28.06.2018 of the 2nd respondent and quash the same.

For Petitioner : Mr.S.Venkatesan

For Respondents : Mr.S.M.S.Johnny Basha

O R D E R

What is impugned in this writ petition is a show-cause notice issued by the respondent - Electricity Board alleging theft of electricity by the petitioner. In stead of responding to the show-cause notice, the petitioner has chosen to approach this Court directly by invoking its extraordinary jurisdiction under Article 226 of the Constitution of India.

2. When a show-cause notice is issued containing certain allegations as against the petitioner, it is upto him to submit a reply before the Authority concerned explaining his stand. Instead of doing so, the petitioner has chosen to approach this Court directly by invoking its writ jurisdiction.

3. This Court, in these circumstances, is of the view that the writ petition, as against the show-cause notice issued by the respondent - Electricity Board, is not maintainable and the same is, therefore, dismissed. It is open to the petitioner to respond to the show-cause, dated 28.06.2018, issued by the respondent -



Electricity Board, if he is so advised. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CO)

WEB COPY/True Copy/

Sub Assistant Registrar(CS-IV)

+lcc to Mr.S.Venkatesan, Advocate Sr.No.86103

KRK

VB/RSK/SAR4/08.10.2018/2P/2C

W.P. (MD) No.20153 of 2018

and

W.M.P. (MD) No.17912 of 2018

20.09.2018