

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.3866 of 2019
and
W.M.P.No.4294 of 2019

S.Shanthi

..Petitioner

-vs-

The Assistant Executive Engineer
Operation and Maintenance
TANGEDCO
Vandavasi 604 408
Tiruvannamalai District

..Respondent

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Certiorari, calling for the records of the respondent relating to the order Letter No.39/AEE/O&M/TVM daed 30.01.2019 to quash the same.

For Petitioner :: Mr.J.Muthukumaran

For Respondent :: Mr.M.Varunkumar
Standing Counsel

ORDER

This writ petition is directed against the impugned order of provisional assessment issued in Form-9 (see Regulation 23(AA) (8)), for theft of energy under Section 135/138 of the Electricity Act, 2003, on the ground that without furnishing the three documents, namely, copy of inspection report, copy of the statement recorded, if any, and the copy of mahazar, the respondent cannot proceed to pass the provisional assessment order for theft of energy.

2. This Court, while entertaining the writ petition, on 9.2.2019, passed an order directing the respondent to restore the electricity service connection. This apart, the petitioner was also furnished with all the aforementioned documents. Now the petitioner has to give her latest reply.

3. This Court grants a week's time from the date of receipt of a copy of this order to the petitioner to submit her reply/objection. On receipt of the same, the respondent shall consider and pass appropriate orders on merits, within a period of ten days thereafter. With this observation, the writ petition stands disposed of. Consequently, W.M.P.No.4294 of 2019 is closed. No costs.

ss

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Assistant Executive Engineer
Operation and Maintenance
TANGEDCO
Vandavasi 604 408
Tiruvannamalai District

+1cc to Mr.J.Muthukumaran, Advocate, SR.No.22918
+1cc to Mr.M.Varunkumar, Advocate, SR.No.23434

W.P.No.3866 of 2019

Kak(30/05/2019)

सत्यमेव जयते

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