

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.04.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.8034 of 2019

A.Lingadurai

... Petitioner

-vs-

1. The Assistant Executive Engineer
O & M, TANGEDCO
110 KV SS Complex, Mambakkam
Kanchipuram District

2. The Assistant Engineer
O&M, TANGEDCO
Melakottaiyur, Kanchipuram
SH-121, Vandalur Kelambakkam Road
Kanchipuram District, Pin: 600 127

... Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondents to provide new domestic electricity service connection in respect of the petitioner's property at No.302, Karumariamman Koil Street, Melakottaiyur, Kanchipuram District, as sought for in the petitioner's application dated 25.05.2018.

For Petitioner :: Mr.S.Pushpakaran

For Respondents :: Mr.S.K.Raameshuwar
Standing Counsel

ORDER

This writ petition has been filed by Mr.A.Lingadurai seeking a mandamus directing the respondents to provide new domestic electricity service connection in respect of the petitioner's property at No.302, Karumariamman Koil Street, Melakottaiyur, Kanchipuram District, as sought for in the petitioner's application dated 25.05.2018.

2. Learned counsel for the petitioner claims that the petitioner has been in possession and enjoyment of the land and property at No.302, Karumariamman Koil Street, Melakottaiyur, Kanchipuram District, which is a government land. However, he

has been paying the property tax in respect of the property to the First Grade Panchayat, Melakottaiyur from the year 2016. On the basis of the property tax receipts showing his possession, he has applied for domestic electricity service connection to the second respondent on 25.5.2018 along with the documents supporting his possession over the property. Although the respondents had effected the electricity service connection to the petitioner's present property, this was subsequently disconnected due to the default committed by the petitioner. Therefore, the petitioner has given a representation on 25.5.2018 to provide new domestic electricity service connection in respect of the same property at No.302, Karumariamman Koil Street, Melakottaiyur. But till date, they have not come forward to provide the service connection. Hence, the petitioner has come to this Court with the present writ petition.

3. When the consumer commits default in the payment of the current consumption charges to the respondents, they are entitled to disconnect the electricity service connection. In this case, for the default committed by the petitioner, they have disconnected the service connection. Therefore, when the petitioner has not cleared the arrears, he is not entitled to come to this Court. Accordingly, the writ petition stands dismissed. No costs.

Sd/-
Assistant Registrar(V/O)

//True Copy//

Sub Assistant Registrar

ss
To

1. The Assistant Executive Engineer
O & M, TANGEDCO
110 KV SS Complex, Mambakkam
Kanchipuram District.

2. The Assistant Engineer
O&M, TANGEDCO
Melakottaiyur, Kanchipuram
SH-121, Vandalur Kelambakkam Road
Kanchipuram District, Pin: 600 127.

+1cc to M/S.S.Pushpakaran, Advocate Sr.40569

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ppa[cp]
srg 29/05/2019