

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:07.08.2019

Coram:

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

Writ Petition No.23267 of 2019  
and  
W.M.P.Nos.22984 and 22986 of 2019

Sathasivam

.. Petitioner

/versus/

1.The Executive Engineer,  
Operation and Maintenance,  
TamilNadu Electricity Board,  
Namakkal District.

2.The Assistant Executive Engineer,  
Operation and Maintenance,  
TamilNadu Electricity Board,  
Moganoor,  
Namakkal District.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus to call for the records of the impugned orders passed by the 2<sup>nd</sup> respondent dated 01.08.2019 in Na.Ka.No.உசெ.பொ./இ&ப/மோ/கோ-புமனு எண் 026-2/2019 and quash the same and consequently direct the 1<sup>st</sup> respondent to dispose the appeal filed by him dated 22.07.2019.

For Petitioner :Mr.Subash babu

For Respondents :Mr.S.K.Rameshwar

O R D E R

By consent, the main writ petition itself is taken up for final disposal at the admission stage itself.

2.Heard Mr.Subash Babu, learned counsel appearing for the petitioner and Mr.S.K.Rameshwar, learned counsel, who takes notice on behalf of the respondents.

3.Aggrieved by the order of disconnection for unauthorised extending of service connection given to the petitioner for agricultural purpose, the petitioner is before this Court to

direct the first respondent to dispose of the appeal filed by him on 22.07.2019.

4. A short fact involved in this case is that the petitioner herein, who was provided with free service connection for his agricultural land, has dig a bore well in his place about 450 meters away from the permitted place and extended the service without getting prior permission of the respondents.

5. During the inspection, the unauthorised extension of service has been noticed and the service has been disconnected after imposing extra levy of Rs.3,600/-. The petitioner has already paid the extra levy of Rs.3,600/- and has preferred an appeal before the appellate Authority as per Section 127 of the Electricity Act,2003. While so, it is suffice to direct the first respondent herein to dispose of the appeal, within a period of four weeks from today.

6. Accordingly, this writ petition is disposed of with a direction to the first respondent to dispose of the appeal, within a period of four weeks from today. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-  
Assistant Registrar (Insp.Cell)

//True Copy//

Sub Assistant Registrar

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To:

1.The Executive Engineer,  
Operation and Maintenance,  
TamilNadu Electricity Board,  
Namakkal District.

2.The Assistant Executive Engineer,  
Operation and Maintenance,  
TamilNadu Electricity Board,  
Moganoor, Namakkal District.

+1 cc to Mr.M.Subash Babu, Advocate, S.R.No.67406

W.P.No.23267 of 2019  
and

W.M.P.Nos.22984 and 22986 of 2019

PPA (CO)  
SSM(08/08/2019)