

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE T.RAJA

W.P. No.2762 of 2017  
and W.M.P. No.2703 of 2017

M.Goutham Chand

... Petitioner

Vs

1.The Assistant Engineer/O&M,  
TANGEDCO Ltd.,  
Kilpauk,  
Medavakkam Tank Road,  
Chennai 600 010.

2.The Chennai Metropolitan Development Authority,  
Egmore, Chennai-8. ... Respondents

R2 is suo motu impleaded as per order dated  
16.03.2017 by MMSJ in W.P. No.2762 of 2017

Prayer: Writ Petition filed under Article 226 of the  
Constitution of India praying to issue a Writ of Mandamus  
directing the first respondent herein to forthwith provide  
electricity service connection to the petitioner at Flat  
No.PL-G1, No.33 & 34 Millers Road, Kilpauk, Chennai 600 010 in  
pursuant to the application in Form No.I for LT service  
connection (Tariff V) in pursuant to the application dated  
20.01.2017 and 21.01.2017.

For Petitioner : Mr.R.Selvakumar

For Respondents : Mr.P.R.Dhilip Kumar,  
Standing Counsel for R1

No appearance for R2

ORDER

The petitioner has come to this Court seeking a direction  
to the first respondent herein to forthwith provide  
electricity service connection to his Flat No.PL-G1 situated  
at No.33 & 34 Millers Road, Kilpauk, Chennai 600 010 in  
pursuance to the application in Form No.I for LT service  
connection (Tariff V) dated 20.01.2017 and 21.01.2017.

2.Learned counsel appearing for the petitioner would submit that the petitioner entered into a Sale Agreement for purchase of undivided share of land and construction and got the sale deed executed on 08.04.2013 and thereupon, he also got delivery of the superstructure. While so, when the petitioner approached the Assistant Engineer, the first respondent herein by way of Form-I Application for electricity service connection with the receipts of property tax and metro water tax, the same was refused on the ground that the petitioner has not enclosed the completion certificate as ordered by this Court in W.P. No.18898 of 2000 and etc. batch holding that in the case of providing electricity connection for the special buildings and multi-storied buildings, it is mandatory to submit the completion certificate obtained from the Chennai Metropolitan Development Authority by the applicant and that the service connection will have to be considered based on such completion certificate.

3.A counter affidavit has been filed by the first respondent stating that for effecting the new service connection to the petitioner's premises, he has to produce the completion certificate obtained from the Chennai Metropolitan Development Authority.

4.At this stage, learned counsel appearing for the petitioner sought time to get instructions as to whether any completion certificate has been obtained by the petitioner.

5.But, this Court, instead of granting time, is inclined to dispose of the writ petition by giving direction to the petitioner. Accordingly, the writ petition stands disposed of directing the petitioner to approach the first respondent with a completion certificate obtained from the Chennai Metropolitan Development Authority. If the petitioner provides the completion certificate, the first respondent shall consider and pass orders, on merits and in accordance with law. Consequently, W.M.P. No.2703 is closed. No costs.

Sd/-

Assistant Registrar(CJ conf)

//True Copy//

Sub Assistant Registrar

vga

To

1.The Assistant Engineer/O&M,  
TANGEDCO Ltd.,  
Kilpauk,  
Medavakkam Tank Road,  
Chennai 600 010.

2.The Chennai Metropolitan Development Authority,  
Egmore, Chennai-8.

+lcc to Mr.R.Selvakumar, Advocate SR.96211  
+lcc to Mr.P.R.Dhilip Kumar, Advocate SR.96280

W.P. No.2762 of 2017  
and W.M.P. No.2703 of 2017

NRL (CO)  
CB(19/12/2019)



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