

THE HONOURABLE SRI JUSTICE M.S. RAMACHANDRA RAO

Writ Petition No.28559 of 2019

ORDER :

Head the counsel for petitioners, Sri R. Vinod Reddy, learned Standing Counsel for Telangana State Southern Power Distribution Company Limited (T.S.S.P.D.C.L.), for respondent nos.1 to 4; and Sri Sampath Prabhakar Reddy, learned Standing Counsel for Greater Hyderabad Municipal Corporation (G.H.M.C.), for 5th respondent.

2. This Writ Petition is filed for the following relief:

“....to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondent nos.1 to 4 to provide electricity connection to the petitioners' land bearing Plot No.54, Eastern Part, Admeasuring 444 Sq.Yds or equivalent to 371.23 Sq.Mtrs. and 371.2 Sq.Mtrs. in Survey Nos.1, 2, 3 and 11 situate at Agamaiah Nagar Colony, Saheb Nagar Khurd village, Hayatnagar Revenue Mandal, Ranga Reddy District under the L.B. Nagar Circle of G.H.M.C. as illegal, null, void, arbitrary and consequently direct the respondents to release the power supply without insisting for occupancy certificate”

3. When the matter is taken up, it is submitted by the learned counsel for the petitioner that the issue raised in the present Writ Petition is squarely covered by the common order dated 17.12.2018 passed by this Court in W.P.No.45714 of 2018 and batch.

4. Operative portion of the aforesaid order reads as under:

“In view of the above, these writ petitions are also disposed of with a direction to the respondents to release the power supply to the premises of the petitioners, subject to their complying with the terms and conditions of supply and also on furnishing an undertaking to produce the occupancy certificate from the Municipality/Municipal Corporation concerned within a period of three months, and if no such occupancy certificate is produced within such period, it is open to the respondents to take appropriate action in accordance with law.”

5. In those circumstances, following the above said common order and for the reasons recorded therein, this Writ Petition is also disposed of with a direction to respondents to release the power supply to the premises of petitioners, subject to his filing an undertaking that the constructions made are not in violation of the plan sanctioned by the Municipality concerned/municipal authorities and producing the occupancy certificate within a period of three months, failing which, the respondent authorities are entitled to disconnect the power supply.

6. Accordingly, the Writ Petition is disposed of as above. No order as to costs.

7. As a sequel, miscellaneous petitions pending if any in this Writ Petition, shall stand closed.

JUSTICE M.S.RAMACHANDRA RAO

Date: 24.12.2019

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