

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.No. 2065 of 2021
and
W.M.P.No. 2339 of 2021

Savithri R Naidu

...Petitioner

Vs.

1.The Superintending Engineer,
TANGEDCO, Gopichettipalayam,
Erode District.

2.The Assistant Engineer,
TANGEDCO, Puliampatty,
Coimbatore.

3.Santhosh

...Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India seeking issuance of writ of certiorarified mandamus, calling for the records in Letter No.Vu.Mi.Po/Ee.Pe/P.P.Puliampatti/Va.Aa/Ko. Complaint/A.No. 146 / 19 dated 04.09.2019 of the 2nd respondent and quash the same and consequently direct the 2nd respondent to grant service connection to the petitioner in respect of her property situated at Old SF.No.342/A2 and New SF.No.327/2, Door No.385 and 386, Sathi-Coimbatore National High Road, Nallur Village, Bhavani Sagar Panchayat Union, Sathyamangalam Taluk, Erode District.

For Petitioner : Mr.A.E.Ravi Chandran

For Respondents: Mr.N.Damodaran

Standing Counsel for R1 & R2

R3 - No Appearance

O R D E R

This writ petition is filed against the order rejecting the application of the petitioner for Domestic Electricity Service Connection.

2. The petitioner made an application for the Domestic Electricity Service Connection, which has been rejected by the respondent / Board on the objection received from a 3rd party and after obtaining a legal opinion from the Government Advocate. The grievance of the petitioner is that the petitioner has not been provided with any opportunity to establish his case that he is legally in occupation of the property and he is having valid documents to substantiate his case.

3. Since the application of the petitioner for domestic service connection has been rejected without providing any opportunity to the petitioner to substantiate his case, the impugned order of rejection passed by the 2nd respondent is set aside and the respondent / Board is directed to consider the petitioner's application afresh by providing him an opportunity and to take the decision within a period of three weeks from the date of receipt of a copy of this order.

4. With the above directions, this writ petition is disposed of. Consequently, connected miscellaneous petition is closed. No costs.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To:

1.The Superintending Engineer,
TANGEDCO, Gopichettipalayam,
Erode District.

2.The Assistant Engineer,
TANGEDCO, Puliampatty,
Coimbatore.

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GPL (CO)
SP(15/03/2021)