



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.07.2021

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THE HON'BLE MR. JUSTICE D.KRISHNAKUMAR

W.P.NO. 13937 OF 2021

AND

W.M.P.NO. 14806 OF 2021

1. R.Rukmani
2. Rama Priya
3. Srividya,

..Petitioners

Vs

1. The Chairman,  
TANGEDCO,  
No.800, Anna Salai,  
Chennai-600002.
2. The Assistant Executive Engineer,  
TANGEDCO,  
Easwaran Kovil Street,  
Near Bus Stand,  
Madipakkam,  
Chennai-600091.
3. W.Charles Kamalesan,  
S/o Late Watson Daniel,  
No.175, Gandhi Road,  
Velachery,  
Chennai-600042.

..Respondents

Prayer: Writ Petition is filed under Article 226 of Constitution of India for writ of mandamus, directing the 1st and 2nd Respondents herein to disconnect and withdraw the EB Service connection given by them in the name of the 3rd Respondent to Plot No.1023, 8th Main Road, Ram Nagar, Madipakkam, Chennai-600091 by way of considering the representation dated 30.11.2020 made by the petitioner to them.



For Petitioner : Mr.R.Umasuthan

For Respondent No.1 & 2 : Mr.P.Gunaraj, TNEB

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## O R D E R

Challenging the electricity service connection effected to the 3<sup>rd</sup> respondent in Plot No.1023, 8th Main Road, Ram Nagar, Madipakkam, Chennai 600091, the petitioners have preferred the present writ petition.

2. Heard the learned counsel appearing for the petitioners and the learned standing counsel appearing for the respondents and perused the records.

3. According to the learned counsel for the petitioners, the 3<sup>rd</sup> respondent on the strength of the forged patta and settlement deed obtained in respect of the petitioner's property, has obtained electricity service connection from the 2<sup>nd</sup> respondent. The 1<sup>st</sup> petitioner has preferred a criminal complaint against the 3<sup>rd</sup> respondent and based on the said complaint an FIR has been registered in Crime No.67/2021 under Sections 465,467,468,471 and 34 of IPC. Subsequently, the 3<sup>rd</sup> respondent has moved anticipatory bail and the same was dismissed by this Court.

4. The learned counsel for the petitioners further submitted that the petitioners have made representation to the 1<sup>st</sup> & 2<sup>nd</sup> respondents to disconnect the service connection issued to the 3<sup>rd</sup> respondent. The learned counsel for the petitioners further submitted that the 3<sup>rd</sup> respondent is not in possession of the aforesaid premises, therefore it would suffice to issue directions to the 1<sup>st</sup> & 2<sup>nd</sup> respondents to consider their representation and pass orders.

5. Considering the facts and circumstances of the case and in view of the aforesaid submissions made by the learned counsel for the petitioners, this Court, at this stage, cannot go into the controversies between the parties. Since the learned counsel for the petitioners represented before this Court that it would suffice to issue directions to the 2<sup>nd</sup> respondent to consider the objections of the petitioner in respect of the electricity service connection effected in favour of the 3<sup>rd</sup> respondent, this Court directs the 2<sup>nd</sup> respondent to consider the petitioners' representation dated 30.11.2020 and pass appropriate orders on merits, in accordance with law, after providing opportunities to the 3<sup>rd</sup> respondent and other aggrieved persons, within a period of twelve weeks from the date of



receipt of a copy of this order.

6. With the above directions, the writ petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-  
Assistant Registrar (CS-VIII)

// True Copy//

Sub Assistant Registrar

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To

1. The Chairman,  
TANGEDCO,  
No.800, Anna Salai,  
Chennai-600002.
2. The Assistant Executive Engineer,  
TANGEDCO,  
Easwaran Kovil Street,  
Near Bus Stand,  
Madipakkam, Chennai-600091.

+1cc to Mr.R.Umasuthan, Advocate, SR.No.31674

+1cc to Mr.P.Gunaraj, Advocate, SR.No.31794

W.P.No. 13937 of 2021  
and  
W.M.P.No. 14806 of 2021

PCH (CO)  
RLP (02/08/2021)