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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.10.2021

CORAM

THE HONOURABLE MR. JUSTICE R. MAHADEVAN

W.P. No. 22924 of 2021

606, Thirumangalam Housing Board
Residential Welfare Employees Association
Registration No. 187/2020
Represented by its President
M. Athihamanmuthu
Anna Nagar West Extension
Ambattur Road, Thirumangalam
Chennai - 40

.. Petitioner

Versus

- 1.The Principal Secretary to Government
Housing and Urban Development Department
Fort St. George
Secretariat, Chennai
- 2.The Managing Director
Chennai Metropolitan Water Supply and Sewerage Board
Chindadripet
Chennai - 2
- 3.The Managing Director
Tamil Nadu Housing Board
Nandanam, Chennai - 35
- 4.The Executive Engineer
Tamil Nadu Housing Board
Anna Nagar Divivion, Chennai - 101
- 5.The Executive Engineer
Zone - 7, Chennai Metropolitan Water
Supply and Sewerage Board
No.1, T.S. Krishna Nagar
Mogappair, Chennai - 37

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to lay seperate dedicated metro water pipe line to 606, Thirumangalam Housing Board, Government Quarters, Anna Nagar West, Thirumangalam, Chennai - 40 based on the representations dated 24.02.2021.



For Petitioner : Ms. R. Poornima

For Respondents : Mr. Krishnaraja
Government Counsel for R1-R2

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Mr. R. Bharathkumar for R3-R4

O R D E R

The present petition has been filed for issuance of Writ of Mandamus to direct the respondents to lay separate dedicated metro water pipe line to 606, Thirumangalam Housing Board, Government Quarters, Anna Nagar West, Thirumangalam, Chennai - 40 based on the representation dated 24.02.2021.

2. The petitioner Association claims that it is a welfare association to take up welfare measures on behalf of the residents of Thirumangalam - Tamil Nadu Housing Board Quarters and it is a registered association bearing Registration No. 187/2020 under the Tamil Nadu Societies Registration Act, 1975. The association comprises of members who are State Government employees of Tamil Nadu working in various departments. The petitioner further submits that there are 606 apartments in the said Housing Board Quarters and the residents are receiving waters from metro water in the morning between 6am and 9 am and they use well water for their domestic needs. According to the petitioner, metro water is being supplied through a pipe line measuring 40mm. Originally, there were 100 flats and the water supplied by metro water through the 40mm pipeline was sufficient. However, owing to the increase in the number of flats, the water supplied through the same 40mm pipeline does not cater to the needs of the present occupants sufficiently. Further, owing to the difficulty in fulfilling the needs of the flats, additional supply of water is being received from lorry for which the respondents are charging exorbitant amount from the occupants of the flats. In this context, the petitioner association sent letters to the respondents on 24.02.2021 and 07.04.2021 seeking for providing separate and dedicated metro water pipe line, which were not considered. Following the same, they sent a reminder letter dated 03.08.2021, which was also yielded no response. Therefore, the petitioner association has come up with this writ petition.

3. Heard the counsel on either side and perused the materials placed on record. Considering the facts and circumstances of the case, this court, without expressing any opinion on the merits of the claim made by the petitioner association for laying a dedicated metro water pipeline for supplying water to the occupants of the 606 flats, directs the first respondent to consider the petitioner's representation



dated 24.02.2021 and pass appropriate orders, on merits and in accordance with law, after providing opportunity of hearing to the petitioner association as well as the interested parties, if any, within a period of six weeks from the date of receipt of a copy of this order.

4. Accordingly, this Writ Petition stands disposed of. No costs.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

dhk/rsh

To

- 1.The Principal Secretary to Government,
Housing and Urban Development Department,
Fort St. George,
Secretariat, Chennai.
- 2.The Managing Director,
Chennai Metropolitan Water Supply and Sewerage Board,
Chindadripet, Chennai - 2.
- 3.The Managing Director,
Tamil Nadu Housing Board,
Nandanam, Chennai - 35.
- 4.The Executive Engineer,
Tamil Nadu Housing Board,
Anna Nagar Division, Chennai - 101.
- 5.The Executive Engineer,
Zone - 7, Chennai Metropolitan Water
Supply and Sewerage Board,
No.1, T.S. Krishna Nagar,
Mogappair, Chennai - 37.

+1cc to M/s.R.Poornima, Advocate Sr No.54904
+1cc to M/s.R.Bharath Kumar, Advocate Sr No.55703
+1cc to the Government Pleader Sr No.55855

WP No. 22924 of 2021

KSM (CO)
PR (18/11/2021)