



W.P.No.32755 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

W.P.No.32755 of 2022

N.Murugan

..Petitioner

Vs.

- 1.The Chairman,
Tamil Nadu Electricity Board,
No.144, Anna Salai,
Chennai – 600 002.
- 2.The Executive Engineer, (O&M),
Tamil Nadu Generation and Distribution Co. Ltd.,
Arni Town, Tiruvannamalai District.
- 3.The Assistant Engineer, (O&M),
Tamil Nadu Generation and Distribution Co. Ltd.,
Kattukanallur Division,
Arni Town, Tiruvannamalai District.

4.N.Kandhan

..Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India seeking issuance of Writ of Certiorarified Mandamus, calling for the records of the third respondent in Proceedings in Letter No.AE/O&M/Kattukanallur/Objections/A.No:179, dated 21.11.2022 and



W.P.No.32755 of 2022

quash the same as contrary to the provisions of the Electricity Act, 2003 and direct the respondents to complete the extension of the agricultural service connection to the bore well situated in Survey No.55/2, Kolathur Village within the time frame to be fixed.

For Petitioner : Mr.M.Venkatakrisnan

For Respondents : Ms.Daniel Mary

Standing Counsel for R1 to R3

ORDER

The challenge in the Writ Petition is to the communication by the Assistant Engineer (Operation & Maintenance), requiring the petitioner to take steps to satisfy one N.Kandhan, who has objected for grant of electricity service connection in favour of the petitioner.

2.Though the language used in the communication dated 21.11.2022, which is subject matter of challenge is not very clear. One could gather that it is because of the objections made by the said Kandhan the TANGEDCO has refused to provide service connection to the petitioner, despite the petitioner having complied with other requirements.



W.P.No.32755 of 2022

3.The learned counsel appearing for the petitioner has produced the press release of the Tamil Nadu Electricity Regulatory Commission dated 10.09.2020, which provides that in case of compliants/objections, connection can be given after taking an indemnity bond from the consumer.

4.In view of the same, this Writ Petition will stand allowed, the impugned communication is quashed, the respondents are directed to provide service connection to the petitioner, after obtaining an indemnity bond from the petitioner. No costs.

12.12.2022

kkn

Index:Yes/No

Internet:Yes/No

Speaking/Non-speaking order



WEB COPY



W.P.No.32755 of 2022

R.SUBRAMANIAN, J.

KKN

To-

- 1.The Chairman,
Tamil Nadu Electricity Board,
No.144, Anna Salai,
Chennai – 600 002.
- 2.The Executive Engineer, (O&M),
Tamil Nadu Generation and Distribution Co. Ltd.,
Arni Town, Tiruvannamalai District.
- 3.The Assistant Engineer, (O&M),
Tamil Nadu Generation and Distribution Co. Ltd.,
Kattukanallur Division,
Arni Town, Tiruvannamalai District.

W.P.No.32755 of 2022

12.12.2022