

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

DATED : 29.03.2023

CORAM

THE HON'BLE **MR.JUSTICE M.DHANDAPANI**

W.P.No.9175 of 2023
and WMP.No.9303 of 2023

Hajee Abdur Rahman Mohammed Trust,
Rep. By its Managing Trustee,
Rahmathullah,
31/15, Triplicane High Road,
Chepauk, Chennai-5.

... petitioner

-Vs-

1. The Assistant Accounts Officer,
Revenue Branch,
Tamil Nadu Electricity Board,
CEDC/Central Chennai.

2. The Assistant Engineer,
Triplicane Zone,
Walaja Road, Anna Salai,
Chennai.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, for issuance of Writs of Certiorarified Mandamus calling for the records of the first respondent herein vide Lr.No.AAO/RB/C+D+/BOAB Slip C No.139/New Ac.No.103-009-899 dated 22.09.2022 with respect to SC. No.103-009-899 and quash the same and consequently, direct the first respondent herein to pass a fresh order considering the petitioner's representation dated 02.01.2023 within the stipulated time.



For petitioner : Mr. A.Ajimath Begum

For Respondents : Mr.L.Jaivenkatesh, Standing Counsel

ORDER

This petition has been filed seeking to quash the impugned order passed by the first respondent herein vide Lr.No.AAO/RB/C+D+/BOAB Slip C No.139/New Ac.No.103-009-899 dated 22.09.2022 with respect to SC. No.103-009-899 and consequently, direct the first respondent herein to pass a fresh order considering the petitioner's representation dated 02.01.2023.

2. It is the case of the petitioner that the petitioner trust is running a school viz., K.P.ILM Primary and Nursery and Primary School, which was closed from March 2020 to March 2021. During the month December 2022, the respondent has given the impugned order demanding a sum of Rs.2,26,430/- towards arrears of CC charges and short assessment detected by Audit. Challenging the said order, the present writ petition has filed.

3. The learned counsel for the petitioner submitted that the first respondent without considering the petitioners representation dated 02.01.2023 directed the second respondent to disconnect the electricity connection. Hence, the second respondent had disconnected the electricity supply to the petitioner



institution on 14.03.2023. Now the petitioner is facing great trouble without electricity connection during summer.

4. The learned Standing Counsel appearing on behalf of the respondents submitted that as against the order passed by the original authority, there is an appeal remedy available before the Consumer Grievance Redressal Forum (CGRF). Without filing an appeal, the petitioner has filed a writ petition before this Court, which is not maintainable and the same is liable to dismissed.

5. Heard the learned counsel on either side and perused the materials available on record.

6. As rightly submitted by the learned Standing Counsel that since it is a dispute with regard to the electricity connection, there is appeal remedy available before the CGRF. In view of the above disputed question of fact, this Court cannot be decided the issue. If the petitioners are aggrieved, they have to approach the CGRF. Instead of doing that, the petitioner has filed the present writ petition and this Court also cannot interfere with the impugned order.



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M.DHANDAPANI, J.

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