



W.P.Nos.11773 and 11775 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.04.2023

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.Nos.11773 and 11775 of 2023

K.R.Mani,
President,
Kupprikkapalayam Small Farmers Lift Irrigation Society,
No.2/272, Molasi,
Tiruchengode Taluk - 637 210,
Namakkal District. ... Petitioner in W.P.No.11773 of 2023

E.Palanisamy,
President,
Devampalayam Small Farmers Lift Irrigation Society,
No.2/59, Padugai Thottam,
Molasi, Tiruchengode Taluk - 637 210,
Namakkal District. ... Petitioner in W.P.No.11775 of 2023

Vs.

1. The District Collector,
Namakkal District,
Namakkal.
2. The Chief Engineer,
Distribution,
Erode Region.
3. The Superintending Engineer,
Namakkal Electricity Distribution Circle,
Namakkal - 1.



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4. The Superintending Engineer,
Public Works Department,
Water Resources Organisation,
Upper Cauvery Basin Scheme,
Salem - 7.

5. The Executive Engineer,
Operation and Maintenance,
Tiruchengode.

... Respondents
in both W.Ps'

COMMON PRAYER : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the second respondent to give HT line electric connection to the pumping unit of the petitioners' Society, located at S.No.346, Molasi Village, Tiruchengode Taluk, within the time limit stipulated by this Court.

For Petitioners
in all W.Ps' :

Mr.E.P.Senniyangiri

For Respondents
in all W.Ps' :

Mr.E.Veda Bagath Singh
Spl. Govt. Pleader for R1
Mr.S.Kalaiselvan
Standing Counsel for R2-R5

COMMON ORDER

These Writ Petitions are filed by the petitioners, who are Presidents of Farmers Lift Irrigation Society, Tiruchengode Taluk, Namakkal District, for a mandamus directing the second respondent to give HT electric connection to their pumping unit situated at S.No.346, Molasi Village, Tiruchengode Taluk, Namakkal District.



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2. The case of the petitioners is that vide Government Order in G.O.Ms.No.62, Public Works Department, dated 18.02.2010, the Government has granted permission to the petitioners- Society to draw water from River Cavery, on certain conditions, from the Well in S.No.346 of Molasi Village. Based on this Government Order, the Superintending Engineer, Upper Cavery Basin in his proceedings dated 17.06.2010, has also fixed the Horsepower to be utilized by the Society. The petitioners have also purchased electric motors, pumps and transformers, pursuant to the said Government Order. The petitioners said to have made an application for electric connection on 08.12.2014. The petitioners have obtained no objection from the Thasildar as well as from the District Collector. Despite the same, the service connection has not been effected and therefore, the petitioners have approached this Court with the present Writ Petitions.

3. The learned counsel appearing for the petitioner would further submit that though very many grounds have been raised in the present Writ Petition, it would suffice, if this Court may issues a direction to the respondents to consider the petitioner's application dated 08.12.2014 and pass appropriate orders, within a time frame that may be fixed by this Court.



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4. The learned counsel appearing for the respondents has no serious objection for such an order being passed by this Court.

5. Heard learned counsel appearing on either side and perused the materials placed before this Court.

6. Considering the limited request made by the learned counsel for the petitioners, this Court, without going into the merits of the matter, directs the respondents to consider the petitioners' application dated 08.12.2014 and pass appropriate orders, on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

7. With the above directions, these Writ Petitions are disposed of. No costs.

19.04.2023

Index : Yes / No
Speaking order : Yes / No
Netrual Citation Case : Yes / No

vji



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