



W.P.No.10235 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.06.2023

CORAM:

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

W.P.No.10235 of 2020

and

W.M.P.Nos.12443 & 12444 of 2020

1. Dr.C.Arumugham,
2. Dr.Thenmozhi
3. P.T.Hareeswar
4. Kamalammal

...Petitioners

vs.

1. Tamil Nadu Generation & Distribution Corporation Limited (TANGEDCO)
Represented by its Chairman and Managing Director,
144, Anna Salai, Chennai-600 002.
2. Assistant Engineer,
TANGEDCO (Supply)
Seven Wells, Chennai 600 001.
3. The Inspector of Police,
N3, Muthiaped Police Station,
Chennai-600 001.
4. Subhana Begum
- 5.N.K.A.Farida Begum



W.P.No.10235 of 2020

6.N.K.A.Abdul Hassan

7.N.K.A.Syed Ibrahim,

8.N.K.A.Abdul Rahim

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing or any other order in the form of Writ or direction directing the respondents 1 & 3 herein to shift the entire electricity connection (3-phase) in Service No.109/011/118 to the exclusive and separate portion of the petitioner in the ground floor portion at 70, Portuguese church street, Chennai-600 001, at his expenses, within a stipulated period, with the police protection to the Electricity officials.

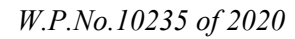
For Petitioner : M/s.C.Umashankar

For Respondents : Mr.L.Jaivenkatesh,
Standing Counsel (TNEB)
for R1 to R3.

: Mr.A.Shanthi for R4 to R8

ORDER

This Writ Petition has been filed for a direction to respondents 1 & 2 to shift the entire electricity connection (3-phase) in Service No.109/011/118 to the exclusive and separate portion of the petitioner in the



his expenses, within the time that may be stipulated by this Court.

3/6



W.P.No.10235 of 2020

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3. Learned counsel for the petitioners submits that the civil proceedings are pending consideration before the competent civil court with respect to the subject property, the petitioners may be permitted to canvas the relevant points in the suit which is filed by the petitioners.

4. On the above contention, this Court heard the learned standing counsel appearing for the respondents.

5. It is evident from the materials available on record, pertaining to the disputed property suit is pending before the competent civil court. In view of the pendency of the suit, liberty is granted to the petitioners to canvas all the points in the suit pending before the competent civil court. Further, if the petitioners succeeds in the suit which is pending consideration, it is open for the petitioners to file a fresh application for shifting the electricity service connection to their premises.



W.P.No.10235 of 2020

6. This Writ Petition stands disposed of with the above liberty.

There shall be no order as to costs. Consequently, connected Miscellaneous Petitions are closed.

05.06.2023

Index : Yes/No
Speaking order : Yes/No
NHS

To:

1. The Chairman and Managing Director,
Tamil Nadu Generation & Distribution
Corporation Limited (TANGEDCO)
144, Anna Salai, Chennai-600 002.
2. Assistant Engineer,
TANGEDCO (Supply)
Seven Wells, Chennai 600 001.
3. The Inspector of Police,
N3, Muthiapet Police Station,
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W.P.No.10235 of 2020

M.DHANDAPANI,J.

NHS

W.P.No.10235 of 2020

05.06.2023