



WEB COPY



W.P. No. 29812 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.10.2023

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 29812 of 2023

D.Jagathammal

... Petitioner

-VS-

1. The Chairman
Chennai Metro Water and Sewerage Board
Chennai – 600 002.

2. The Assistant Engineer (IX) Zone
Chennai Metro Water and Sewerage Board
No.1, Dr. Ranga Road
Abiramapuram, Chennai – 600 018.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First Respondent to consider the Petitioner representation dated 22.08.2023 within a stipulated period and to direct the Respondents to restore the water connection in the Petitioners residential premise at No.9/1, Ponnusamy Vathiar Street, Varadarajapet, Kodambakkam, Chennai – 600 024.

For Petitioner : Mr. M.A.Mathew Berchmans

For Respondents : Mr. K.Vasanthamala



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ORDER

WEB COPY Heard Mr. M.A.Mathew Berchmans, Learned Counsel for the Petitioner and Mrs. K.Vasanthamala, Learned Counsel for the Respondents and perused the materials placed on record, apart from the pleadings of the parties.

2. The grievance ventilated by the Petitioner is that she had made a representation dated 22.08.2023 for restoration of water connection to her residential premises, but as it did not evoke any response, she has filed this Writ Petition.

3. Having regard to the limited scope of the relief sought in the Writ Petition, this Court without expressing any view on the merits of controversy involved, passes the following order:-

- (i) the concerned authority shall immediately examine the representation dated 22.08.2023 made by the Petitioner including ascertaining as to whether the Petitioner would be entitled for the relief claimed;
- (ii) if it is found that any other details or supporting documents is necessary, the deficiencies in that regard shall be informed in writing to the Petitioner requiring the same to be furnished within a time frame of not less than 15 days for the same;



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(iii) in the event of not being satisfied with the requirements even thereafter,

an enquiry shall be conducted affording full opportunity of personal hearing to the Petitioner and all other persons concerned to explain their position in that regard; and

(iv) a reasoned order shall be passed dealing with each of the contentions raised on merits and in accordance with law and the decision taken communicated under written acknowledgment.

(v) the report of such compliance shall be filed by 30.11.2023 before the Registrar (Judicial) of this Court.

In the result, the Writ Petition is disposed on the aforesaid terms.

No costs.

17.10.2023

NCS : Yes/No

Index: Yes/No

Maya

Note: Issue order copy by 31.10.2023.

To

1. The Chairman
Chennai Metro Water and Sewerage Board
Chennai – 600 002.



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P.D. AUDIKESAVALU, J.

Maya

2. The Assistant Engineer (IX) Zone
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