



W.P.(MD).No.13631 of 2021

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.08.2023

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THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.(MD).No.13631 of 2021

E.Hema

... Petitioner

Vs.

1.The District Collector,
Pudukottai.

2. The Assistant Engineer,
Operation and Maintenance (South),
Tamil Nadu Generation and Distribution Operation,
Mathur Post, Kulathur Taluk,
Pudukottai.

3. The Tahsildar,
Kulathur Taluk,
Pudukottai.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a ***Writ of Mandamus***, directing the 2nd respondent to give electricity service connection for the house of the petitioner situated in S.F.No.206/2 of Mathur Village, Kulathur Taluk, Pudukottai District.

For Petitioner	: M/s.G.M.Xavier
For R-1 & 3	: Mr.R.Suresh Kumar Additional Government Pleader
For R-2	: Mr.S.Deenadhayalan Standing Counsel



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ORDER

By consent of both the parties, this writ petition is taken up for final disposal.

2. This writ petition is filed seeking electricity service connection.

3. The learned Standing Counsel appearing for the 2nd respondent on instructions submitted that the S.F.No.206/2 of Mathur Village, Kulathur Taluk, Pudukottai District, admeasuring about 75 acres is classified as “Vari”. Even in the 'A' register, it has been stated as “Vari” but the extent of land is stated as 31.83.5 Hectare. The said contention of the respondents was refuted by the petitioner and submitted that, even if it is a Vari, there are totally 300 houses and for 150 houses electricity connections were already granted by the Electricity Board.

4. Considering the rival submissions, this Court passes the following order:

i. The petitioner shall submit an affidavit to the 3rd respondent Tahsildar



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that he will vacate the land, when the notice of eviction is received by the authorities and also shall state in the affidavit that he will not claim any rights, expenses or damages for the land and superstructure.

ii. On receipt of the affidavit the 3rd respondent Tahsildar shall issue '**No Objection Certificate**'.

iii. On receipt of the no objection certificate, the Electricity Board shall provide electricity connection to the petitioner.

5. In view of the above directions, this Writ Petition is allowed in above terms. There shall be no order as to costs.

16.08.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
Tmg



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To

1. The District Collector,
Pudukottai.
2. The Assistant Engineer,
Operation and Maintenance (South),
Tamil Nadu Generation and Distribution Operation,
Mathur Post,
Kulathur Taluk,
Pudukottai.
3. The Tahsildar,
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S.SRIMATHY, J.

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