



WP(MD)No.19099 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.08.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

WP.(MD).No.19099 of 2023

Surulivel

... Petitioner

Vs

1.The Superintendent of Engineer,
Tamil Nadu Generation and Distribution Corporation Limited,
(TANGEDCO),
Theni.

2.The Assistant Engineer,
Tamil Nadu Generation and Distribution Corporation Limited,
(TANGEDCO),
Kamatchipuram,
Theni.

3.Senthilkumar

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents 1 and 2 to disconnect the electric connection given to the



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third respondent, who is the legal heir of one Karuppaiah and thereby to lift the electric wire passing to the petitioners service connection in SC.No.66 situated at Survey No.28/1, Veppampatti Village, Uthamapalayam Taluk, Theni District based on the petitioner's representation dated 07.06.2023 and 13.06.2023.

For Petitioner : Mr.S.Muniyandi
For R1 & R2 : Mr.S.Deenadayalan
Standing Counsel

ORDER

The petitioner is the owner of the land in Survey. No.28/1, Veppampatti Village, Uthamapalayam Taluk, Theni District. The third respondent /the adjacent land owner of the petitioner has obtained an electricity service connection from TANGEDCO for his agricultural land. The petitioner with a grievance that the electricity service connection obtained by the third respondent has been effected from the poles situated in the petitioner's lands and has filed this writ petition for a Mandamus, directing the respondents 1 & 2 to disconnect the electricity service connection given to the third respondent. The learned counsel for the petitioner by producing the photographs submits that



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the lines drawn for the purpose of effecting electricity service connection to the third respondent are low lying in the petitioner's land and it may cause electrocution.

2.Mr.S.Deenadayalan, learned Standing Counsel, who takes notice for the respondents 1 & 2 submits that the grievance of the petitioner is as against the electricity service connection effected to the third respondent. This service connection has been obtained by the third respondent in the year 2019 and the lines are also lying there as it is for the past four years. The apprehension of the petitioner is unwarranted.

3.Heard both sides. Since no adverse order is going to be passed as against the third respondent, notice to the third respondent is dispensed with.



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4.The petitioner has raised serious objections with regard to the low lying of electric lines in the petitioner's land, which has been drawn to effect the electricity service connection to the third respondent. Since there is an objection, the second respondent shall cause inspection and find out whether the lines have been drawn in an unsecured manner and if so, the respondent shall correct the same and ensure the safety.

5.With the above directions, this writ petition is disposed of. No costs.

07.08.2023

NCC : Yes / No.

Index : Yes / No.

Internet : Yes

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B.PUGALENDHI, J.

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