



WEB COPY



WP.Nos.1832 of 2020 & 28446 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.09.2024

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

WP.Nos.1832 of 2020 & 28446 of 2019

and

W.M.P.Nos.28139 & 28140 of 2019 and 2131 of 2020

W.P.No.1832 of 2020

A.L.Satheesh

.. Petitioner

Versus

1. The Divisional Engineer
Tamilnadu Electricity Board
Hosur Division, Krishnagiri District
2. The Executive Engineer (O&M)
Tamilnadu Electricity Board
Royakottai Road
Hosur, Krishnagiri District
3. The Assistant Executive Engineer (Town)
Tamilnadu Electricity Board
Hosur, Krishnagiri District

... Respondents

W.P.No.28446 of 2019

A.L.Satheesh

.. Petitioner

Versus

1. The Executive Engineer (O&M)
Tamil Nadu Electricity Board
Royakottai Road
Hosur, Krishnagiri District



WP.Nos.1832 of 2020 & 28446 of 2019

2. The Assistant Executive Engineer (Town)
Tamilnadu Electricity Board
Hosur, Krishnagiri District

3. The Assistant Sections Officer
Revenue Branch Section
Krishnagiri Electricity Generation and Distribution
Hosur Division, Krishnagiri District

... Respondents

Prayer in W.P.No.1832 of 2020: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the respondents 1 to 3 from in any manner resorting to any illegal demand of arrears dues without first following the procedure as contemplated under the Electricity Act, 2003 and the Rules and Regulations framed there under and also by affording an opportunity to the petitioner in relation to electricity supply in S.C.No. 061-007-1846 before resorting to any such demand.

Prayer in W.P.No.28446 of 2019: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, calling for the records of impugned Letter No. AAO/ RB/ HSR/ AS. 4/ F. A/ C CLOSED/ 0285/ 2019 dated 26.07.2019 of the 3rd Respondent and to quash the same.

In W.P.No.1832 of 2020

For Petitioner : Mr.L.Chandrakumar
For Respondents : Mr.S.Madhusudanan

In W.P.No.28446 of 2019

For Petitioner : Mr.G.M.Anantha Kumar
For Respondents : Mr.S.Madhusudanan

COMMON ORDER

Since the dispute involved in these writ petitions are one and the same,
these writ petitions are disposed of by way of this common order.



WP.Nos.1832 of 2020 & 28446 of 2019

2. The writ petition in W.P.No.28446 of 2019 has been filed challenging the demand notice issued by the respondents dated 26.07.2019 and the writ petition in W.P.No.1832 of 2020 has been filed forbearing the respondents 1 to 3 from in any manner resorting to any illegal demand of arrears dues without first following the procedure as contemplated under the Electricity Act, 2003 and the Rules and Regulations framed there under and also by affording an opportunity to the petitioner in relation to electricity supply in S.C.No. 061-007-1846 before resorting to any such demand.

3. It is the case of the writ petitioner that he let his commercial building for rental to ICICI Bank and thereafter, the ICICI Bank was vacated and thereafter, the demand letter was issued by the Electricity Board claiming a sum of Rs.5,82,403/- during their audit objection. Challenging and forbearing the respondents, these writ petitions are filed.

4. The learned counsel for the petitioner submitted that as per the Order of this Court, the petitioner had deposited a sum of Rs.2,00,000/- on 27.09.2019 and the balance amount of Rs.3,82,402/- was paid on 11.10.2022. In pursuant to the same, NOC was issued by the second respondent/Assistant Executive Engineer, Hosur dated 11.10.2022. Hence, this Court may issue a



WP.Nos.1832 of 2020 & 28446 of 2019

direction to the respondents to restore the service connections of the petitioners.

WEB COPY

5. Heard both sides and perused the materials placed on record. Considering the facts and circumstances of the case, this Court without going into the merits of the case directs the respondents to restore the service connections of the petitioner as per law if there is no legal impediment within a period of two weeks from the date of receipt of a copy of this Order.

6. Accordingly, these writ petitions stand disposed of. Consequently, the connected miscellaneous petitions are closed. No costs.

23.09.2024

dhk

Index: Yes/No

Internet: Yes/No



WP.Nos.1832 of 2020 & 28446 of 2019

To

WEB COPY

1. The Divisional Engineer
Tamilnadu Electricity Board
Hosur Division, Krishnagiri District
2. The Executive Engineer (O&M)
Tamilnadu Electricity Board
Royakottai Road
Hosur, Krishnagiri District
3. The Assistant Executive Engineer (Town)
Tamilnadu Electricity Board
Hosur, Krishnagiri District
4. The Assistant Sections Officer
Revenue Branch Section
Krishnagiri Electricity Generation and Distribution
Hosur Division, Krishnagiri District

M. DHANDAPANI, J.



WEB COPY



WP.Nos.1832 of 2020 & 28446 of 2019

dhk

WP.Nos.1832 of 2020 & 28446 of 2019

23.09.2024