



WEB COPY

W.P.No.1038 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.02.2024

CORAM :

THE HONOURABLE DR.JUSTICE ANITA SUMANTH

W.P.No.1038 of 2021

and

W.M.P.No.1141 of 2021

E.Subramani

.. Petitioner

VS

1.The Divisional Engineer,
Operation & Maintenance
TANGEDCO, Ottamethai,
Pallipalayam, Kumarapalayam Taluk,
Namakkal District.

2.The Assistant Divisional Engineer,
Operation & Maintenance,
TANGEDCO, SPB Colony,
Pallipalayam, Kumarapalayam Taluk,
Namakkal District.

3.The Assistant Engineer,
Operation & Maintenance,
TANGEDCO, Kokkarayanpettai,
Kumarapalayam Taluk, Namakkal District.

4.N.Sekar

.. Respondents

Petition filed under Article 226 of the Constitution of India praying
to issue a writ of mandamus forbearing respondent nos. 1 to 3 from



W.P.No.1038 of 2021

providing new electricity service connection to the 4th respondent for the lands comprised in S.Erayamangalam Village Punjai S.No.367 situated at Tiruchengode Taluk, Namakkal District on the basis of the petitioner's representation dated 21.11.2020.

For Petitioner : Ms.Vijayalakshmi
for Mr.S.Viswanathan

For Respondents : Mr.N.Manokaran
for R4
No appearance
for R1 to R3

ORDER

Heard, Ms.Vijayalakshmi, learned counsel, appearing on behalf of Mr.S.Viswanathan, learned counsel on record for petitioner and Mr.N.Manokaran, learned counsel for R4. There is no appearance on behalf of the official respondents.

2. There is an Original Suit in O.S.No.259 of 2019 where the prayer is for a partition pending before the Sub-ordinate Judge, Tiruchengode. Hence, the petitioner cannot maintain this writ petition seeking a mandamus forbearing the official respondents in providing new electricity service connection to the 4th respondent in respect of lands at S.Erayamangalam Village Punjai S.No.367 at Tiruchengode Taluk Namakkal District. The petitioner could well put forth this prayer and



W.P.No.1038 of 2021

pursue the same in the civil proceedings.

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3. Hence, this Writ petition is dismissed, though with liberty to move the matter before the civil judge for appropriate relief, to be considered in accordance with law. No costs. Connected Miscellaneous Petition is closed.

14.02.2024

Index:Yes

Neutral Citation:Yes

mpl

To

- 1.The Divisional Engineer,
Operation & Maintenance
TANGEDCO, Ottamethai,
Pallipalayam, Kumarapalayam Taluk,
Namakkal District.
- 2.The Assistant Divisional Engineer,
Operation & Maintenance,
TANGEDCO, SPB Colony,
Pallipalayam, Kumarapalayam Taluk,
Namakkal District.
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W.P.No.1038 of 2021

DR. ANITA SUMANTH,J.

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W.P.No.1038 of 2021

14.02.2024