



W.A.No.1243 of 2021

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.07.2024

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

W.A.No.1243 of 2021

1. Tamil Nadu Electricity Board
Rep. by its Chairman
No.800, Anna Salai, Chennai – 600 002.
2. The Chief Engineer
Tamil Nadu Electricity Board
800, Anna Salai, Chennai – 600 002.
3. The Superintending Engineer
Tamil Nadu Electricity Board
110 K.V. S.S. Complex, K.K. Nagar
Chennai.
4. The Assistant Divisional Engineer (O&M)
Tamil Nadu Electricity Board
Vanagaram, Chennai – 95. .. Appellants

Vs.

1. K.S.Subbiah
2. S.Subbulakshmi
3. Chennai Metropolitan Development Authority
Rep. by its Member Secretary
No.1, Gandhi Irwin Road, Egmore
Chennai – 600 008. .. Respondents



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Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 04.07.2014 in W.P.No.8799 of 2014.

For the Appellants : Mr.L.Jaivenkatesh
Standing Counsel

For the Respondents : No Appearance for R1 and R2

Mrs.Veena Suresh
Standing Counsel for R3

JUDGMENT

(Delivered by the Hon'ble Mr. Justice S.M.SUBRAMANIAM)

The writ appeal has been instituted challenging the writ order dated 04.07.2014 in W.P.No.8799 of 2012.

2. The issue in short to be considered is whether the Building Completion Certificate is required for the purpose of providing electricity connection to an industrial building.

3. The issue is no more *res integra*, since the production of Building Completion Certificate is essential for the purpose of obtaining electricity connection from the TANGEDCO.

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4. The learned Single Judge proceeded on the basis that the Building Completion Certificate became unnecessary. Such a proposition is running counter to the principles settled.

5. In view of the above facts, we are inclined to interfere and consequently, the order dated 04.07.2014 in W.P.No.8799 of 2012 is set aside and the writ appeal stands allowed. There shall be no order as to costs. Consequently, C.M.P.No.7984 of 2021 is closed.

(S.M.S., J.) (C.K., J.)
12.07.2024

Index : Yes/No
Neutral Citation : Yes/No

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To:

1. The Member Secretary
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road, Egmore
Chennai – 600 008.



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S.M.SUBRAMANIAM, J.

AND

C.KUMARAPPAN, J.

(drm)

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