

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

THURSDAY, THE SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 28513 OF 2016

Between:

P.Balaramakrishna, S/o: Late P Rama Rao, age about 50 years,
Occ: business, R/o Plot No.303, Casa Rosa Apartment, Padma Rao Nagar,
Secunderabad.

...PETITIONER

AND

1. The Southern Power Distribution Company, OF T.S. (TSSPDCL) Limited,
Rep. by its Chief Managing Director, Hyderabad.
2. The Divisional Engineer Electrical (Operation), TSSPDCL, City V Division,
Musheerabad X Roads, Secunderabad.
3. The Assistant Divisional Engineer Electrical (Operation), TSSPDCL, Padma
Rao Nagar Sub-Division, Padma Rao Nagar, Secunderabad.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in not attending to releasing of the electrical power (service connection) despite erection installation of the transformer for the supply load to the flats, applied for the residential complex (Casa Rosa Apartments), situated at Municipal bearing No.6-1-289, Padmarao Nagar, Secunderabad, as illegal, arbitrary, contrary to law and consequently direct the respondents to release the electrical power to the premises.

I.A. NO: 1 OF 2016(WPMP. NO: 35303 OF 2016)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased To direct the respondents to provide electrical connection and release the power forthwith on temporary basis to the flats of Casa Rosa Apartments, situated in Municipal bearing No.6-1-289, Padmarao Nagar, Secunderabad, pending disposal of main Writ Petition.

I.A. NO: 2 OF 2016(WPMP. NO: 54238 OF 2016)

Between:

Javed Razack, S/o: Abdul Razack, aged about 48 years, Occ: Advocate, Executor of the Last Registered Will of Joseph Philip Christie Office 3-6-259, Suite B, 3rd Floor, Span Chambers, Himayatnagar, Hyderabad – 500029.

...PETITIONER/PROPOSED RESPONDENT 4 in WP.No.28513 of 20216

AND

1. P.Balaramakrishna, S/o: Late P Rama Rao, age about 50 years, Occ: business, R/o Plot No.303, Casa Rosa Apartment, Padma Rao Nagar, Secunderabad.

...PETITIONER/RESPONDENT in W.P.No.28513 of 2016

2. The Southern Power Distribution Company, OF T.S. (TSSPDCL) Limited, Rep: by its Chief Managing Director, Hyderabad.
3. The Divisional Engineer Electrical (Operation), TSSPDCL, City V Division, Musheerabad X Roads, Secunderabad.
4. The Assistant Divisional Engineer Electrical (Operation), TSSPDCL, Padma Rao Nagar Sub-Division, Padma Rao Nagar, Secunderabad.

...RESPONDENTS/RESPONDENTS 2 to 4 in W.P. No.28513 of 2016

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to implead the Petitioner/ Proposed Respondent as Respondent No. 4 in the above Writ Petition No. 28513 of 2016 and WPMP No. 35303 of 2016.

Counsel for the Petitioner: SRI K. V. L. NARASIMHA RAO

Counsel for the Proposed Respondent: RAJASHEKAR THALLAPALLY

Counsel for the Respondents: SRI R VINOD REDDY(SC FOR TSTRANSCO)

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.28513 of 2016

ORDER:

Heard Sri K.V.L.Narasimha Rao, learned counsel appearing on behalf of the petitioner and Sri R. Vinod Reddy, learned Standing Counsel for TSTRANSCO, appearing on behalf of respondents.

2. The petitioner approached the Court seeking prayer as under:

"...to issue an appropriate Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in not attending to releasing of the electrical power (service connection) despite erection installation of the transformer for the supply load to the flats applied for the residential complex (Casa Rosa Apartments), situated at Municipal bearing No.6-1-289, Padmarao Nagar, Secunderabad as illegal, arbitrary, contrary to law and consequently direct the respondents to release the electrical power to the premises and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

3. Sri R. Vinod Reddy, learned Standing Counsel for TSTRANSCO, appearing on behalf of respondents submits that the cause of action in the present writ petition does not survive for adjudication, any more.

4. Bringing the said submission made by the learned Standing Counsel for TSTRANSCO, appearing on behalf of respondents on record, the writ petition is dismissed as infructuous. However, there shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in the Writ Petition shall also stand closed.

//TRUE COPY//

SD/- L. VIJAYA LAXMI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri K. V L. Narasimha Rao, Advocate [OPUC]
2. One CC to Sri Rajashakar Thallapally, Advocate [OPUC]
3. One CC to Sri R. Vinod Reddy(SC for TSTRANSCO) [OPUC]
4. Two CD Copies

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HIGH COURT

DATED:07/11/2024



ORDER

WP.No.28513 of 2016

DISMISSING THE WRIT PETITION AS
INFRACTUOUS

WITHOUT COSTS.

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20/1/25
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