WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE **D.BHARATHA CHAKRAVARTHY**

W.P.No.14883 of 2025

M.RAMESH ... Petitioner

Vs

1. THE ASSISTANT ENGINEER,
OPERATION AND MAINTENANCE,
TANGEDCO, SOLASIRAMANAI,
PARAMATHI VELUR DIVISION & TALUK,
NAMAKKAL DISTRICT.

2. THE TAHSILDAR,
PARAMATHI VELUR TALUK,
NAMAKKAL DISTRICT.
(R2-SUO MOTO IMPLEADED AS PER ORDER
DATED 25.04.2025 IN
W.P.NO.14883 OF 2025 BY DBCJ)

... Respondent

Prayer: Writ Petition filed under Article 226 of Constitution of India for the issuance of Writ of Mandamus, directing the respondent to provide the Electricity Service Connection to the petitioner's house in Door No. 3/54- 3, Maniyaran Thottam, Sithampoondi, Sithampoondi Village & Post, Paramathi Velur Taluk, Namakkal District, by accepting the undertaking as per the Clause 27 (2) (12) of the Tamil Nadu Electricity Distribution code.

https://www.mhc.tn.gov.in/judis

WEB COPY

For Petitioner : Mr.Ma.P.Thangavel

For R1 : Mr.L.Jaivenkatesh (TANGEDCO)

For R2 : Dr.S.Suriya
Additional Government Pleader

ORDER

This Writ Petition is filed to issue a Writ of Mandamus directing the first respondent to provide the Electricity Service Connection to the petitioner's house in Door No. 3/54- 3, Maniyaran Thottam, Sithampoondi, Sithampoondi Village & Post, Paramathi Velur Taluk, Namakkal District, by accepting the undertaking as per the Clause 27 (2) (12) of the Tamil Nadu Electricity Distribution code.

2. The case of the petitioner is that the petitioner is residing at Door No. 3/54- 3, Maniyaran Thottam, Sithampoondi, Sithampoondi Village & Post, Paramathi Velur Taluk, Namakkal District. As a matter of fact, for the occupation of the property, the petitioner is paying penal charges and the receipt is also produced along with the typed set of papers. When the petitioner approached the first respondent for grant of electricity connection, the same is denied to him on the ground that the petitioner should obtain 'No

https://www.mhc.tn.gov.in/judis

WEB COPY

Objection Certificate' from the jurisdictional Tahsildar as per the Rules.

3. No exception whatsoever can be taken to the first respondent insisting No Objection Certificate. In this case, two statements are made by the petitioner. Firstly, it is stated that S.F.No.772 is தீர்வை ஏற்பட்ட தரிசு. Therefore, it comes within the category of non-objectionable poramboke. Secondly, the petitioner is the settled possession of the said extent for a long period. If that be the case, the petitioner is assessed penal charges and there is no other action taken against the petitioner in respect of the occupation subject to the fact that the Government will always be the owner of the property. The Tahsildar shall consider and issue No Objection Certificate to the petitioner.

4. In view thereof, this writ petition is disposed of on the following terms:

(i)The petitioner shall make a representation to the second respondent along with the copy of this order and such proof in the hands of the petitioner, within a period of one week, from the date of receipt of the web copy of the order, without waiting for the certified copy of the order;

https://www.mhc.tn.gov.in/judis

WEB COPY

(ii)Within a period of two weeks therefrom, the Tahsildar/second respondent, shall conduct enquiry on the application of the petitioner and issue no objection certificate and;

(iii) Thereafter, the petitioner shall produce the same before the first respondent, the first respondent shall effect the electricity connection. No costs.

25.04.2025
2/2

Neutral Citation: Yes/No
nsl

To

1. THE ASSISTANT ENGINEER,
OPERATION AND MAINTENANCE,
TANGEDCO, SOLASIRAMANAI,
PARAMATHI VELUR DIVISION & TALUK,
NAMAKKAL DISTRICT.

2. THE TAHSILDAR,
PARAMATHI VELUR TALUK,
NAMAKKAL DISTRICT.

https://www.mhc.tn.gov.in/judis

WEB COPY

D.BHARATHA CHAKRAVARTHY, J.

nsl

W.P.No.14883 of 2025

25.04.2025
2/2

https://www.mhc.tn.gov.in/judis

WEB COPY

W.P.No.14883 of 2025

D.BHARATHA CHAKRAVARTHY, J.

This matter is listed today under the caption 'For Being Mentioned'. It is brought to the notice of this Court that in Paragraph No.3 of the order dated 25.04.2025, instead of 'S.F.No.679' it is wrongly mentioned as 'S.F.No.772'.

2. Registry is directed to correct the Survey Number as 'S.F.No.679' in place of 'S.F.No.772' in Paragraph No.3 of the order and issue corrected order copy afresh to the parties.

19.06.2025

KST

Note:- Issue order copy on 20.06.2025.

https://www.mhc.tn.gov.in/judis

WEB COPY

D.BHARATHA CHAKRAVARTHY, J.

KST

W.P.No.14883 of 2025

19.06.2025

https://www.mhc.tn.gov.in/judis