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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HONOURABLE MS. JUSTICE P.T. ASHA

WP No. 40735 of 2026
and
WMP Nos. 45695 & 45696 of 2026

CNR:{HCMA012281102026}

S.Christopher Arul Joseph

Petitioner(s)

Vs

1. The Chairman-cum-Managing Director,
TANGEDCO, NPKRR Maaligai, 144 Anna
Salai, Chennai 600 002.

2.The Superintending Engineer,
Tiruppur Electricity Distribution Circle,
TANGEDCO, No. 208/ 650 K.R.B.S. Tower,
P.N.Road, Tiruppur 641 602.

3.The Assistant Engineer (O & M)
Tiruppur Electricity Distribution Circle,
TANGEDCO, Chettipalayam Section office,
Tiruppur.

4.Saraswathy

Respondent(s)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, for issuance of writ of certiorarified mandamus, calling for the records relating to the impugned order passed by the 3rd respondent in Ka.No.U.Mi.Po/Se.Pa/

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Thi.Mi.Va/ Va.Aa/ Pu.Mi.E/A.En:325/ 25 dated 17.11.2025, quash the same and consequently direct the respondents 1 to 3 to provide a domestic electricity service connection to the petitioner's premises situated at S.F.Nos. 471/2 and 471/5, Muthanampalayam, Tiruppur, upon the petitioner furnishing the requisite Indemnity Bond, and standard security charges in accordance with Regulation 27(4) of the Tamil Nadu Electricity Distribution Code forthwith.

For Petitioner(s): Mr.G.Ethirajulu

For Respondent(s): Mr.D.Krishna Pradeep
Standing Counsel for R1 to R3

ORDER

The present writ petition has been filed challenging the impugned order dated 17.11.2025 passed by the 3rd respondent, and to direct the respondents 1 to 3 to provide a domestic electricity service connection to the petitioner's premises situated at S.F.Nos.471/2 and 471/5, Muthanampalayam, Tiruppur forthwith, upon the petitioner furnishing the requisite Indemnity Bond, and standard security charges in accordance with Regulation 27(4) of the Tamil Nadu Electricity Distribution Code.

2. The case of the petitioner is that he is the absolute owner and lawful occupant of the property situated at S.F. Nos. 471/2 and 471/5, Gandhi Nagar, Tiruppur, having acquired the same under a registered Settlement Deed dated

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30.08.2024. The petitioner submitted an application to the 3rd respondent for providing domestic electricity service connection, which was rejected by the impugned order dated 17.11.2025, on the ground that the property is under a joint patta and a partition suit in O.S.No.771 of 2025 was pending before the competent civil Court.

2.1. Subsequently, the said suit in O.S.No.771 of 2025 was dismissed for default on 11.08.2026. The petitioner also obtained information under the Right to Information Act, confirming that no court order restraining the Department from providing an electricity service connection had been served upon the respondents concerned. Despite submitting representations dated 10.03.2026 and 07.09.2026, along with the order dismissing the suit, the respondents have failed to provide the electricity service connection.

2.2. The petitioner contends that, in the absence of any subsisting prohibitory order, the respondents cannot deny electricity supply merely on the ground of there being a joint patta or civil litigation. The petitioner is also willing to execute an Indemnity Bond and comply with the applicable security deposit requirements. Hence, the petitioner has filed the present writ petition to quash the impugned order dated 17.11.2025 and seeks a consequential direction

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to the respondents to provide a domestic electricity service connection to the petitioner's premises, subject to the compliance of applicable regulations.

3. Pursuant to the direction of this Court, an affidavit has been submitted by the petitioner, wherein he stated as follows:

> *"4. I further submit that, in order to allay any apprehension concerning the rights claimed by the 4th respondent, I voluntarily undertake that, in the event of the suit instituted by the 4th respondent being restored to file and the property in question being allotted to the 4th respondent under the final decree for partition passed by the competent court, I shall surrender the domestic electricity service connection provided to me in respect of the said house, subject to the applicable rules and procedures of TANGEDCO.*
>
> *5. I further undertake that, in such an eventuality, I shall not object to the 4th respondent applying for and obtaining a fresh electricity service connection to the said house, subject to her satisfying the requirements prescribed by the electricity authorities and the applicable law. The necessary procedure for surrendering my existing service connection and for refund or adjustment of the security deposit furnished by me shall be governed by the applicable rules and regulations. I submit that the above undertaking is being given bona fide and without prejudice to the respective rights and contentions of the parties in the pending or any subsequently restored partition proceedings. The undertaking is confined to the electricity service connection and shall not be construed as an admission by me concerning the title to, ownership of, or entitlement to the property, all of which shall be determined by the competent civil court in accordance with law."*

4. Heard the learned counsel on either side and perused the materials available on record.

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5. In the light of the undertaking given by the petitioner, there shall be no impediment for the 3rd respondent in granting the electricity service connection to the petitioner's premise, subject to the petitioner executing the requisite indemnity bond and paying the standard security charges. The affidavit of the undertaking shall allay the fear of the 4th respondent.

6. Accordingly, the writ petition is allowed, and the impugned order dated 17.11.2025 is quashed. The 3rd respondent is directed to provide domestic electricity service connection to the petitioner's premises, upon the petitioner furnishing the requisite indemnity bond and paying the standard security charges. No costs. Consequently, connected miscellaneous petitions are closed.

28-10-2026

Jd
Neutral Citation:Yes/No

To
1. The Chairman-cum-Managing Director,
TANGEDCO, NPKRR Maaligai, 144 Anna
Salai, Chennai 600 002.

2.The Superintending Engineer,
Tiruppur Electricity Distribution Circle,
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