

B. Manoharan Vs. the General Manager (South) Chennai Telephones and the Deputy General Manager (South West) Chennai Telephones

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SooperKanoon Citation : sooperkanoon.com/774527

Court : Chennai

Decided On : Jan-08-2003

Reported in : AIR2003Mad421

Judge : E. Padmanabhan, J.

Acts : [Constitution of India](#) - Article 226

Appeal No. : W.P. No. 2237 of 1999 and W.M.P. No. 3179 of 1999

Appellant : B. Manoharan

Respondent : The General Manager (South) Chennai Telephones and the Deputy General Manager (South West) Chennai T

Advocate for Def. : S. Ramachandran, Adv. for ;Meera Gupta, Adv.

Advocate for Pet/Ap. : N. Sridharan, Adv.

Judgement :

ORDER

E. Padmanabhan, J.

1. Heard Mr. N. Sridharan, learned counsel appearing for the writ petitioner and Mr. S. Ramachandran, learned counsel appearing for Mrs. Meera Gupta.
2. The petitioner has prayed for issue of a writ of Mandamus forbearing the respondents from in any manner interfering with the telephone connection No. 4726218 installed in premises No.34-A, Pasumpon Muthuramalingam Street, Rajaji Colony, Saligramam, Chennai 600 093 without affording reasonable opportunity to the petitioner of being heard.
3. Mr. N. Sridharan, now fairly states that the telephone is functioning smoothly and the present Number being 2366218.
4. The relief prayed for in this writ petition is to restrain the respondents from interfering with the telephone connection. The respondents being public authorities, they will interfere with the telephone connection if there is default in payment or there is violation of the rules of the Indian Telegraphic Act as the case may be. A Mandamus, that too a blanket mandamus cannot be granted. However, so long as the petitioner remits the telephone bills and acts or functions in terms of the rules governing the telephone connection as well as the statutory provisions, it is need less to add that the respondents shall not interfere with the telephone connection. At the same time, it is made clear that it is open to the respondents to enforce the terms and conditions subject to which the telephone connection has been given to the petitioner.
5. The writ petition is ordered accordingly. No costs. Consequently, W.M.P. No. 3179/1999 is dismissed.