

Venugobal Vs. Superintendent Engineer of Tamil Nadu Electricity Board

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Court : Chennai

Decided On : Feb-06-2013

Judge : M.Jaichandren

Appellant : Venugobal

Respondent : Superintendent Engineer of Tamil Nadu Electricity Board

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS DATED :

06. 02.2013 CORAM The Hon'ble Mr.Justice M.Jaichandren W.P.No.20380 of 2012 and M.P.No.1 of 2012 Venugobal .. Petitioner Vs.

1. The Superintendent Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Gobi Distribution Circle, Palaniammal Girls High School Road, Gobichettipalayam, Erode District.

2. The Executive Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Gobi Distribution Circle, New Hospital Road, Gobichettipalayam, Erode District.

3. The Junior Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Ketticheviyur, Erode District.

4. S.Paulraj 5. Vellai Goudan 6. The District Collector, Erode District. (R-6 impleaded as per order dt.20.9.12, by VDPJ in M.P.2/2012 this W.P.) ..

Respondents Writ Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus, directing the respondents 1 to 3 to provide electricity service connection to the bore well situated in the petitioner's land in Re-Survey No.283/1 (Old S.F.No.55) of 69, Nichampalayam Village, Gobichettipalayam Taluk, Erode District. For Petitioner : Mr.I.C.Vasudevan For Respondents 1 to3 : Mr.S.K.Rameshwar For Respondents 4 & 5 : No appearance For Respondent 6 : Mr.V.M.Velumani Spl.Govt.Pleader O R D E R This Writ Petition has been filed, praying that this Court may be pleased to issue a Writ of Mandamus, directing the respondents 1 to 3, to provide electricity service connection to the bore well, comprised in the petitioner's land, in Re-Survey No.283/1 (Old S.F.No.55) of 69, situated at Nichampalayam Village, Gobichettipalayam Taluk, Erode District.

2. At this stage of the hearing of the Writ Petition, the learned counsel appearing on behalf of the sixth respondent had submitted that the fourth and the fifth respondents had filed a suit, in O.S.No.302 of 2010, on the file of the District Munsif Court, Gobichettipalayam, Erode District. Thereafter, the petitioner has preferred a Civil Revision Petition, before this Court, in C.R.P.(PD)No.2199 of 2012, and this Court, by its order, dated 26.06.2012, made in M.P.No.1 of 2012, in C.R.P.(PD)No.2199 of 2012, had stayed all further proceedings in the suit, in O.S.No.302 of 2010, on the file of the District Munsif Court, Gobichettipalayam.

3. In view of the pendency of the suit, in O.S.No.302 of 2010, on the file of the District Munsif Court, Gobichettipalayam, and in view of the pendency of the Civil Revision Petition before this Court, no orders could be passed, by the sixth respondent, in the application filed by the petitioner, on 07.01.1988.

4. In view of the said submissions made by the learned counsel appearing on behalf of the sixth respondent, this Court is of the considered view that the relief prayed for, by the petitioner, in the present Writ Petition, cannot be granted, at this stage. Hence, the Writ Petition stands dismissed. No costs. Consequently, connected M.P. is closed. sd To 1. The Superintendent Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Gobi Distribution Circle, Palaniammal Girls High School Road, Gobichettipalayam, Erode District.

2. The Executive Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Gobi Distribution Circle, Palaniammal Girls High School Road, Gobichettipalayam, Erode District.

3. The Junior Engineer, (Operation and Maintenance) Tamil Nadu Electricity Board, Ketticheviyur, Erode District.

4. The District Collector, Erode District

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