

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

MONDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION NO: 14154 OF 2020

Between:

Smt.R. Satya Sree, W/o R. Ram Dev, Hindu, a/a 50 years, Occ House Hold, R/O Type III/36, Self Finance Colony, Vanasthalipuram, R.R.District, Hyderabad, Telangana State.

...PETITIONER

AND

1. State of Telangana, Rep. by its Principal Secretary, Energy Department, Secretariat, Hyderabad, Telangana State-500 004,
2. The Chairman-Cum-Managing Director, O/o Southern Power Distribution Company Of T.S. Ltd., Transco Building, Somajiguda, Hyderabad, Telangana State.
3. The Superintendent Engineer, Operation, Saroornagar Circle, O/o TSSPDCL, Saroornagar, Hyderabad, Telangana State.
4. Greater Hyderabad Municipal Corporation, Sixth Floor, Municipal Office Complex, Tank Bund Road, Hyderabad, Rep. By its Commissioner

...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 a Writ of Mandamus or any other appropriate Writ, Order or direction particularly one in the nature of Writ of Mandamus, declaring in action of the respondent No.2 and 3, in insisting the petitioner to get occupancy certificate from the 4th respondent, for release of power supply to the premises house Plot No. 253 North Part, FCI Colony, Vanasthalipuram, Hyderabad, Telangana State, as illegal and arbitrary and violative of Article 14 of The Constitution of India, and consequently direct the respondent Nos.2 and 3 to release the electricity Power supply to the premises bearing Plot No, 253 North Part, FCI Colony, Vanasthalipuram, Hyderabad, Telangana State, without insisting to produce occupancy certificate from the respondent, in the interest of justice

IA NO: 1 OF 2020

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 respondent Nos 2 and 3 to release the electricity power supply to the premises bearing Plot No. 253 North Part, FCI Colony, Vanasthalipurann,

Hyderabad, Telangana State, without insisting to produce occupancy certificate from the 4th respondent, pending disposal of the writ petition, in the interest of justice

Counsel for the Petitioner: SRI P. VENKANNA

Counsel for Respondent No. 1: GP FOR ENERGY

**Counsel for Respondent Nos. 2 & 3: SRI R. VINOD REDDY,
SC FOR TSSPDCL**

Counsel for Respondent No. 4: SRI SAMPATH PRABHAKAR REDDDY

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.LAKSHMAN

WRIT PETITION No.14154 OF 2020

ORAL ORDER:

This writ petition is being disposed of at the admission stage with the consent of both parties.

2. When the matter is taken up, it is submitted by the learned counsel for the petitioner that the issue raised in the present writ petition is squarely covered by the order dated 18.02.2020 passed by this Court in W.P. No.3434 of 2020.

3. Learned Government Pleader for Energy appearing on behalf of respondent No.1, Mr. R. Vinod Reddy, learned Standing Counsel for Telangana State Southern Power Distribution Company Limited appearing on behalf of respondent Nos.2 and 3 and Mr. Sampath Prabhakar Reddy, learned Standing Counsel for Greater Hyderabad Municipal Corporation appearing on behalf of respondent No.4, do not dispute the aforesaid submission.

4. In view of the above, for the reasons alike in the said order, this writ petition is disposed of directing the respondents to release power supply to the premises of the petitioner subject to the compliance of terms and conditions and on furnishing an undertaking to produce occupancy certificate from the Greater Hyderabad Municipal Corporation (GHMC) within a period of six (06) months, and if no such occupancy certificate is produced within such period, it is open to the respondents to take appropriate action in accordance with law. However, there shall be no order as to costs.

Miscellaneous petitions, if any, pending in the main writ petition shall stand closed.

SD/-K.AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Energy Department, State of Telangana Secretariat, Hyderabad, Telangana State-500 004.
2. The Chairman-Cum-Managing Director, O/o Southern Power Distribution Company Of T.S. Ltd., Transco Building, Somajiguda, Hyderabad, Telangana State.
3. The Superintendent Engineer, Operation, Saroornagar Circle, O/o TSSPDCL, Saroornagar, Hyderabad, Telangana State.
4. The Commissioner, Greater Hyderabad Municipal Corporation, Sixth Floor, Municipal Office Complex, Tank Bund Road, Hyderabad.
5. One CC to Sri P Venkanna Advocate (OPUC)
6. Two CCs to GP For Energy (TG), High Court for the State of Telangana [OUT]
7. One CC to Sri R. Vinod Reddy, Standing Counsel for TSSPDCL (OPUC)
8. One CC to Sri Sampath Prabhakar Reddy, Advocate (OPUC)
9. Two CD Copies

MBC

HIGH COURT

DATED: 31/08/2020



ORDER

WP.No.14154 of 2020

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

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03/09/2020