

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

WEDNESDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION NO: 7902 OF 2021

Between:

K Ravi Varma, S/o Sri Narayana Raju, aged about 22 years, Occ. Employee, R/o Flat No.103, Ennar Residency, Road No.34, Ayyappa Society, Madhapur, Serilingampally Mandal, Ranga Reddy District.

...PETITIONER

AND

1. Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Somajiguda, Hyderabad Rep. by its Chairman-cum-Managing Director.
2. The Superintending Engineer, Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Somajiguda, Hyderabad.
3. The Divisional Engineer, Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Kukatpally, Hyderabad.
4. The Asst. Divisional Engineer, Telangana State Southern Power Distribution Corporation Limited, Ayyappa Society, Madhapur, Hyderabad.
5. Greater Hyderabad Municipal Corporation, Rep. by its Commissioner, Hyderabad Circle, Tank Bund.

...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, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in not receiving the application form and not releasing the power supply to the petitioner House Bearing Plot No.144, admeasuring 240 sq yards in Sy.No.11/19, 11/20 and 11/21. Situated at Khanamet Village, Serilingampally Mandal, Ranga Reddy District as illegal, null, void, arbitrary and consequently direct the respondents to release the power supply without being influenced by the instructions of the 5th respondent.

IA NO: 1 OF 2021

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 Respondents 1 to 4 to receive the application form and release the power supply to the petitioner House Bearing Plot No.144, admeasuring 240 sq yards in Sy.No.11/19, 11/20 and 11/21. Situated at Khanamet Village, Serilingampally Mande Ranga Reddy Distric.

Counsel for the Petitioner: SRI. HARI KISHAN KUDIKALA

Counsel for the Respondent Nos. 1 to 4: SRI. R. VINOD REDDY, SC FOR
TSSPDCL

Counsel for the Respondent No. 5: SRI. SAMPATH PRABHAKAR REDDY, SC FOR
GHMC

The Court made the following:

THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION No.7902 of 2021

ORDER:

Heard the learned counsel for the petitioner, Sri R.Vinod Reddy, learned Standing counsel for Telangana State Southern Power Distribution Company Limited, appearing for respondent Nos.1 to 4, and Sri Sampath Prabhakar Reddy, learned Standing counsel appearing for respondent No.5. With their consent, the Writ Petition is disposed of at the stage of admission itself.

When the matter is taken up for hearing, the learned counsel for the petitioner has submitted that the *lis* in the present writ petition is squarely covered by the orders passed by this Court in W.P.No.22849 of 2018, dated 05.07.2018, W.P.21100 of 2019, dated 25.09.2019, and W.P.No.7997 of 2020, dated 11.06.2020.

The above said submission is not disputed by the learned Standing Counsels appearing for the respondents herein.

In view of the same and for the reasons alike in the orders referred to above, the present Writ Petition is disposed of directing the respondents to release individual service connection to the premises of the petitioner within a period of four weeks from the date of receipt of a copy of this order, subject to the petitioner fulfilling the other formalities and conditions stipulated by TSSPDCL. The service connection so given shall be subject to further directions that may be issued by the State of Telangana or the Apex Court in the litigation pending before it arising out of the order, dated 12.09.2012, in W.P.No.20407 of 2008 & batch.

The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

SD/T.TIRUMALA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Chairman-cum-Managing Director, Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Somajiguda, Hyderabad.
2. The Superintending Engineer, Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Somajiguda, Hyderabad.
3. The Divisional Engineer, Telangana State Southern Power Distribution Corporation Limited, Vidyuth Soudha, Kukatpally, Hyderabad.
4. The Asst. Divisional Engineer, Telangana State Southern Power Distribution Corporation Limited, Ayyappa Society, Madhapur, Hyderabad.
5. The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad Circle, Tank Bund,
6. One CC to Sri. Hari Kishan Kudikala, Advocate [OPUC]
7. One CC to Sri. R. Vinod Reddy, SC for TSSPDCL (OPUC)
8. One CC to Sri. Sampath Prabhakar Reddy, SC for GHMC (OPUC)
9. Two CD Copies.

(Along with a copy of order dated 05/07/2018 in WP.No. 22849 of 2018.)

PM

HIGH COURT

DATED:31/03/2021

ORDER

WP.No.7902 of 2021



Disposing of the WP
Without costs.

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07 APR 2021

THE HON'BLE SRI JUSTICE M.S.RAMACHANDRA RAO

W.P. No.22849 of 2018

O R D E R:

Heard counsel for the petitioners, the Government Pleader for Energy appearing for 1st respondent, Sri R.Vinod Reddy, Standing Counsel appearing for respondents 2 to 5.

2. The Greater Hyderabad Municipal Corporation represented by its Commissioner is *suo motu* impleaded as a party respondent in the Writ Petition,
3. It is stated by counsel on either side that the issue in this Writ Petition is covered by the order passed by this Court in W.P.No.32614 of 2015 dt.18.12.2015.
4. Therefore, for reasons alike, this Writ Petition is also disposed of directing the respondents to release new service connections to the petitioners on payment of requisite charges by the petitioners within a period of four (04) weeks from the date of receipt of a copy of this order, which shall be subject to the further directions which may be issued by the State Government of Telangana or the Supreme Court, which is considering the judgment dt.12.09.2012 of Division Bench of this Court in W.P.No.20407 of 2008 and batch. No order as to costs.

5. Consequently, miscellaneous petitions pending, if any, shall stand dismissed.

M.S.RAMACHANDRA RAO, J

05th July, 2018.

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