



W.P.(MD)No.10643 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.05.2026

CORAM

THE HONOURABLE **Mr.JUSTICE D.BHARATHA CHAKRAVARTHY**

W.P.(MD)No.10643 of 2026

P.Rajendran

...Petitioner

vs.

1. The State of Tamilnadu,
Represented By,
The Assistant Executive Engineer,
Assistant Executive Engineer Office,
Race Course Road,
K.Pudhur, Madurai - 622007.

2. The Assistant Engineer,
Assistant Engineer Office,
Water Tank, Palam Station Road,
Sellur, Madurai - 625002.

3. N.Raja

...Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Mandamus directing the 2nd respondent to restore petitioner electricity connection No.05003010639 of petitioner dwelling residence as well as joint family property for Town Survey No.1880 total extent of 2600 square feet, situated at Door No.23/9, Ahimsapuram Mela Theru, Sellur, Madurai - 625002 based on petitioner's representation dated 24.03.2026 within a time frame as fixed by this Court.



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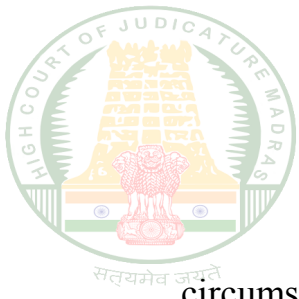
For Petitioner : Mr.S.Balaji

For Respondents : Mr.D.Ghandiraj,
Special Government Pleader for R1
Mr.S.Deenadhayalan for R2
Mr.Rajaram for R3

ORDER

The Writ Petition is filed for a writ of mandamus to direct the second respondent to restore the electricity connection of the dwelling residence with reference to door No.23/9, Ahimsapuram, Melatheru, Sellur, Madurai, based on the petitioner's representation dated 24.03.2026.

2. The learned counsel for the petitioner would submit that the petitioner is a co-sharer of the dwelling house which is there in the said address. All along, the electricity connection was there and the petitioner was enjoying the same. Merely because a dispute arose with the third respondent, the third respondent has intimated to disconnect the electricity connection and accordingly the electricity connection is disconnected. As a matter of fact, by wrongly mentioning the petitioner as a tenant, the third respondent had filed R.L.T.O.P.No.23 of 2023 and by a Judgment dated 13.02.2026, the learned I Additional Rent Control Judge / I Additional District Munsif, Madurai Town has found that there is no landlord - tenant relationship with reference to the occupation and dismissed the petition. Under the said



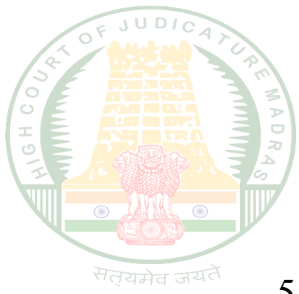
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circumstances, the second respondent ought not to have disconnected the electricity.

3. The learned counsel appearing on behalf of the respondents 1 and 2 would submit that the electricity connection was taken by the third respondent in his name by producing the documentary proof for his ownership. Accordingly, the connection was given. Now, the third respondent has specifically requested to disconnect the electricity and accordingly it has been disconnected and the entire setup was also dismantled.

4. The learned counsel appearing for the third respondent would submit that the petitioner is not at all dwelling in the said house and only for the purpose of creating a cloud on the title of the third respondent, the petitioner is coming forward with the present petition. The connection stood in the name of the third respondent. The third correspondent did not want to continue the connection and therefore, he has written to the authorities and the connection was disconnected. The petitioner is not at all in possession of the property and once in a while he comes there to the property only to give problem to the third respondent.



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5. I have considered the rival submissions made on either side and perused the material records of the case.

6. It is the claim of the petitioner that he is the co-sharer and is in occupation of the property. Even though the learned counsel for the third respondent submits that the petitioner is not in lawful possession, it can be seen that the third respondent himself had filed R.L.O.P.No.23 of 2023 for eviction of the petitioner herein by mentioning that the petitioner is a tenant. The petitioner contended before the Rent Control Court that there is no landlord - tenant relationship, and he is the co-sharer and upon finding that there is no proof with reference to landlord - tenant relationship, the petition was dismissed. Therefore, the occupation of the petitioner is accepted by the third respondent. Even if the petitioner is unable to show clinching title documents, when he is in lawful occupation, unless, he is evicted in the manner known to law, he is entitled for electricity connection. Under the Regulations, the Electricity Board Authorities can obtain an indemnity bond and effect the connection. However, the connection which was in the name of the third respondent was requested by him to be disconnected and therefore it has rightly been disconnected. If the petitioner wants electricity connection, he can apply as per due format in his own name and as and when he applies, notwithstanding the objection made by the third respondent, by



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obtaining due indemnity bond etc., connection shall be effected and the petitioner shall bear all the incidental charges.

7. With the above directions, the Writ Petition is disposed of. As far as the dispute whether the petitioner is a co-sharer or a tenant etc., the same will be resolved by the parties in the appropriate forum. The parties to act on the web copy of the order without waiting for the certified copy of the order. No costs.

21.05.2026

NCC : Yes/No

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To

The Assistant Executive Engineer,
Assistant Executive Engineer Office,
Race Course Road,
K.Pudhur, Madurai - 622007.



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D.BHARATHA CHAKRAVARTHY, J.

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