



W.P(MD)No.17653 of 2018

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.07.2026

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P(MD)No.17653 of 2018

1. M.Lakshmi Ammal
2. M.Karthikadevi
3. Minor.M.Karthikeyan
4. Nagathevar

... Petitioner(s)

vs.

1. The Chief Executive,
Tamil Nadu Electricity Board,
Anna Salai, Chennai.
2. The Superintendent Engineer,
Tamil Nadu Electricity Borad,
Virudhunagar District.
3. The Executive Engineer,
(Town West) Tamil Nadu Electricity Circle,
Virudhunagar District.
4. The Assistant Executive,



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Engineer (Town West)
Tamil Nadu Electricity Circle,
Virudhunagar District.

5. The General Manager,
Tamil Nadu State Transport Corporation
Madurai Limited,
Virudhunagar Region,
Virudhunagar District.
(R5 is Amended
Vide Court Order Dated 16.02.2026)

... Respondent(s)

PRAYER : This writ petition has been filed under Article 226 of Constitution of India to issue Writ of Certiorari to call for the records of the impugned order passed by the 2nd respondent in letter No. 1373/31/NeePee4/Voo2/Ko.Visaranai/2018-3 dated 28.05.2018 and consequently direct the 2nd respondent to pay compensation of Rs.10,00,000/- (Rupees ten laksh) with interest from the date of accident.

For Petitioners : Mr.R.Rajamohan

For R1 to R4 : Mr.S.Deenadhayalan

For R5 : Mr.S.C.Herold Singh



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ORDER

Challenging the impugned order dated 28.05.2018 passed by the second respondent, the present writ petition has been filed by the petitioner, seeking a consequential direction to the respondents to pay compensation of Rs.10,00,000/- (Rupees ten lakhs) together with interest from the date of the accident.

2. The learned counsel appearing for the petitioners would submit that the first petitioner's husband died in a road traffic accident caused due to the rash and negligent driving of the bus belonging to the respondent Transport Corporation and also on account of the negligence of the Electricity Board in maintaining its electric pole and overhead cables. It is submitted that the petitioner's husband was travelling as a pillion rider on a two-wheeler. At the relevant point of time, the bus belonging to the Transport Corporation allegedly dashed against an electric pole, as a result of which the electric cables snapped and fell on the road, causing the accident. The petitioner's husband sustained grievous injuries and succumbed to the same. Hence, the present writ petition has



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3. Considering that the writ petition has been filed in the year 2018 and that determination of negligence involves disputed questions of fact, this Court is of the view that it would not be appropriate, at this stage, to direct the petitioner to approach the Motor Accident Claims Tribunal. In order to render substantial justice to the bereaved family, this Court deems it appropriate to refer the matter to the District Legal Services Authority for facilitating trial between the parties.

4. Accordingly, the petitioner and the respondents are directed to appear before the Chairperson/Secretary, District Legal Services Authority, Virudhunagar, on 15.07.2026. The District Legal Services Authority shall conduct trial between the parties and submit a report to this Court, particularly with regard to the issue of negligence and the possibility of an amicable settlement, to enable this Court to pass appropriate further orders. No unnecessary adjournment shall be granted. The District Legal Services Authority shall endeavour to complete the trial and proceedings and submit its report before the next date of hearing.



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5. Post the matter on 12.08.2026, for filing report.

09.07.2026

NCC : Yes / No

Index : Yes / No

Internet : Yes

PKN

Note: Issue order copy today.

To

1.The District Legal Services Authority,
Virudhunagar District.

2. The Chief Executive,
Tamil Nadu Electricity Board,
Anna Salai, Chennai.

3. The Superintendent Engineer,
Tamil Nadu Electricity Borad,
Virudhunagar District.

4. The Executive Engineer,
(Town West) Tamil Nadu Electricity Circle,
Virudhunagar District.

5. The Assistant Executive,
Engineer (Town West)
Tamil Nadu Electricity Circle, Virudhunagar District.

6. The General Manager,
Tamil Nadu State Transport Corporation
Madurai Limited, Virudhunagar Region, Virudhunagar District.

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M.DHANDAPANI,J.

PKN

**ORDER MADE IN
W.P(MD)No.17653 of 2018**

DATED : 09.07.2026