

THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION No.18305 of 2022

ORDER:

Heard learned counsel for the petitioners, learned Government Pleader for Energy appearing for respondent No.1, Sri R.Vinod Reddy, learned Standing Counsel appearing for respondent Nos.2 to 5, and Sri N. Praveen Kumar, learned Standing Counsel appearing for respondent No.6. With their consent, the present Writ Petition is being disposed of at the stage of admission itself.

2) In this writ petition, the petitioners are aggrieved by the action of the respondents, more particularly respondent Nos.4 and 5, in refusing to release the power supply to the petitioners' premises situated at Vasavi Co-operative Housing Society Limited, Vasavi Enclave, Pragathi Nagar, Bachupally Village and Mandal, Medchal-Malkajgiri District.

3) Learned counsel for the petitioners submits that the respondent authorities have refused to release the power supply to the subject premises belonging to the petitioners *vide* refusal letter No.LTM226480109, dated 07.02.2022.

4) Learned Standing Counsel appearing for respondent Nos.2 to 5, on instructions, has stated that basing on the letter addressed by respondent No.6 *vide* No.NMC/G/03/2020 dated 14.05.2020, power supply to the premises of the petitioners was refused to be released. He further submits that if the petitioners make an application, again, the authorities will receive the same and pass necessary orders thereon, as per law.

5) This Court has time and again reiterated that the authorities concerned have to consider the application for power connection on its own merits and should not be influenced by any letter/communication made by some other Department. The authorities cannot simply refuse/reject the application for power connection based on the letters addressed by other department Heads.

6) In view of the above made submissions and the law laid down by this Court, the impugned rejection letter is set aside and the petitioners are directed to submit a fresh application before respondents Nos.4 and 5 seeking release of power supply to the subject premises, which shall be received by the authorities and necessary orders be passed thereon, strictly as per law, without reference to the letter No.NMC/G/03/2020 dated 14.05.2020 of respondent No.6, as expeditiously as possible, preferably, within a period of four weeks from the date of receipt of a copy of this order.

7) The writ petition is, accordingly, allowed. There shall be no order as to costs.

Consequently, miscellaneous petitions pending, if any, shall stand closed.

Date: 12.04.2022

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A. ABHISHEK REDDY, J