

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE FIFTH DAY OF MAY TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 23224 OF 2022

Between:

M/s. Patidar Industries Saw Mill and Timber Depot, represented by its Partner, Shantilal Patel, S/o. Valji Devji Patel, Age 61 Years, Occ: Business, R/o. Sy.Nos.416, 417, 418, 418/A, Aregudem Village, Choutuppal Mandal, Yadadri Bhuvanagiri District.

...Petitioner

AND

1. Telangana State Southern Power Distribution Corporation Limited, represented by its Chairman and Managing Director, Hyderabad.
2. Assistant Divisional Engineer, TSSPDCL, Choutuppal, Yadadri Bhuvanagiri District.
3. District Forest Officer, Office of District Forest Officer, Yadadri Bhuvanagiri District, Bhuvanagiri.

...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 an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ declaring the action of the respondent No.2, in not restoring power supply to the power supply Service Connection No.1225400637, in Sy.Nos.416, 417, 418, 418/A, in Aregudem Village, Choutuppal Mandal, Yadadri Bhuvanagiri District, enabling the petitioner to run its saw mill and timber depot which is established by taking required license and for running it is having valid license as on today, considering the petitioner's representation dated: 13-04-2022, is nothing but arbitrary, illegal, null and void and violative of principles of natural justice and also violative of Articles 14, 19 and 21 of the Constitution of India. Consequently direct the respondent No.2, to restore power supply to Service Connection No.1225400637, in Sy.Nos.416, 417, 418, 418/A, in Aregudem Village, Choutuppal Mandal, Yadadri Bhuvanagiri District, enabling the petitioner to run its saw mill and timber depot.

IA NO: 1 OF 2022

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondent No.2, to restore power supply to Service Connection No.1225400637, in Sy.Nos.416, 417, 418, 418/A, in Aregudem Village, Choutuppal Mandal, Yadadri Bhuvanagiri District, enabling the petitioner to run its saw mill and timber depot, pending disposal of WP.No.23224. of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of M/s. K. VENUMADHAV Advocate for the Petitioner, SRI. R. VINOD REDDY Advocate for the Respondent Nos.1 and 2 and GP FOR FOREST for the Respondent No.3, the Court made the following.

ORDER:

Learned counsel for the petitioner submitted that alleging violations of the provisions of the Forest Act, furniture unit of the petitioner was seized. However, on account of single service connection being available for the entire premises, the petitioner is not in a position to run the Saw Mill and Timber Depot.

As it is not in dispute that the petitioner was issued valid licence for running the Saw Mill and Timber Depot, which is subsisting as on today, there shall be interim direction to respondent No.2 to restore power supply to Service Connection No.1225400637 of the petitioner's Saw Mill and Timber Depot in Sy.Nos.416, 417, 418 and 418/A in Aregudem Village, Choutuppal Mandal, Yadadri Bhuvanagiri District.

Counter, if any, to be filed by the respondents.

Post on 15.06.2022.

SD/- T. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman and Managing Director, Telangana State Southern Power Distribution Corporation Limited, Hyderabad.
2. The Assistant Divisional Engineer, TSSPDCL, Choutuppal, Yadadri Bhuvanagiri District.
3. The District Forest Officer, Office of District Forest Officer, Yadadri Bhuvanagiri District, Bhuvanagiri (RR 1 to 3 by RPAD).
4. One CC to M/s. K. VENUMADHAV, Advocate [OPUC].
5. Two CCs to GP FOR FOREST, High Court for the State of Telangana at Hyderabad [OUT].
6. One spare copy
ZEE

