

HONOURABLE SRI JUSTICE A.RAMALINGESWARA RAO

WRIT PETITION No. 15646 OF 2015

DATED 8TH JUNE, 2015.

BETWEEN

M/s. Ramulamma Stone Crushing
Rep. by its Proprietor, Mohd. Khaja Taqeeuddin,
Shamshabad Mandal, Ranga Reddy District.

....Petitioner

And

The Telangana State Southern Power Distribution Company
Limited, rep. by its Managing Director, Hyderabad and ors,.

...Respondents.

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WRIT PETITION No. 15646 OF 2015

ORDER:

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Heard learned Counsel for the petitioner and learned
Standing Counsel for respondents 1 to 4.

The petitioner is a stone crushing unit at Kothwalguda
village, Shamshabad Mandal, Ranga Reddy District. Due to
financial difficulties, the petitioner-Unit was stopped for some
time. Power supply to the petitioner-Unit was disconnected on
22.05.2013. The petitioner made requests for restoration of
power supply under the sick unit revival scheme and

accordingly the respondents issued Memo No. CGM(Com)SE(C)/ADE-III/D.No.1406/14, dated 20.10.2014 for restoration of power supply. The said Memo was communicated to the second respondent with a direction to restore the power supply on receipt of Rs.9,79,369/-. The second respondent, however, in para 4 of his letter No.SE/OP/RRS/SAO/JAO/HT/D.No.473, dated 30.10.2014 required the petitioner among other things to submit NOC from APPCB, Water Works and HMDA departments for restoration of power supply. The present Writ Petition is filed specifically challenging the said condition.

The learned Standing Counsel for the respondents fairly submits that no such permission is required for restoration of power supply as per the terms and conditions of power supply applicable to the petitioner-Unit.

In the circumstances, this Writ Petition is allowed directing the second respondent to restore power supply to the petitioner-Unit on its individual terms and conditions of supply provided to the petitioner without insisting for production of NOC from APPCB, Water Works and HMDA departments. It is needless to state that the concerned authorities of APPCB, Water Works and HMDA are entitled to take action as they deem fit and proper against the petitioner under their Rules & Regulations and laws in vogue.

The Writ Petition is allowed. Miscellaneous petitions pending consideration if any in the Writ Petition shall stand closed in consequence. No order as to costs.

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JUSTICE A. RAMALINGESWARA RAO

Dated 8TH JUNE, 2015.
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