

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.05.2016

CORAM

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN

W.P.No.18353 of 2016

S.S.Spinning Mills,
HTSC No.68,
S.F.No.174, Thekkalur Road,
Avinashi - 641 670
rep by its Manager M.Thangavel ... Petitioner

Vs.

- 1.The Chairman,
Tamil Nadu General and Distribution
Corporation Limited, 144, Anna Salai,
Chennai - 600 002.
- 2.The Superintending Engineer,
Tirupur Electricity Distribution Circle,
19A-19B, Jothinagar,
Perumanallur Road,
Tirupur. ... Respondents

Writ Petition filed under Article 226 of Constitution of India praying to issue a Writ of Mandamus directing the 2nd respondent to permit the petitioner to permit the petitioner to pay the additional Security Deposit of Rs.59,44,088/- alone in 12 monthly installments along with the regular current consumption charge.

For Petitioner : Mr.R.S.Pandiyaraj

For Respondents: Mr.S.K.Rameshwar

O R D E R

By consent, the Writ Petition has been taken up for final disposal.

2.The learned counsel appearing for the petitioner would submit that the petitioner is having a HT service connection bearing No.68 under the control of the 2nd respondent and is carrying on activities of manufacturing yarn for local markets, thereby, providing employment opportunities to the rural people. It is the submission of the learned counsel for the petitioner that the 2nd respondent vide impugned letter

dated 25.04.2016 calling upon him to pay the Security Deposit of Rs.59,44,088/- over and above the deposit of Rs.45,48,012/- in one lump sum. In the light of the prevailing business conditions it may not be possible for them to deposit as single lump sum, therefore, submitted a representation dated 02.05.2016 to the 2nd respondent praying for appropriate permission to pay the said amount in installments. Since no orders have been passed, came forward to file this Writ Petition.

3.The learned counsel appearing for the petitioner has drawn the attention of this Court to the order dated 02.06.2015 in W.P.No.15431 of 2015 and the order dated 12.05.2016 in W.P.No.17691 of 2016, would submit that in similar facts and circumstances, this Court has permitted the concerned petitioners to pay in installments and prays for appropriate orders.

4.Heard the submissions of Mr.S.K.Rameshwar, who accepts notice on behalf of the respondents.

5.In the light of the above facts and circumstances, this Court would permit the petitioner to pay the sum of Rs.59,44,088/- in six equal monthly installments and the 1st installment shall commence from June 2016 and the 2nd respondent is directed to accept the same along with the regular consumption charges.

6.The Writ Petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

nv/va

To

1.The Chairman,
Tamil Nadu General and Distribution
Corporation Limited, 144, Anna Salai,
Chennai - 600 002.

2.The Superintending Engineer,
Tirupur Electricity Distribution Circle,
19A-19B, Jothinagar,
Perumanallur Road,
Tirupur.

1 cc to Mr.R.S.Pandiyaraj, Advocate, sr.28752

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kra 26.05.2016