

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-02-2016

CORAM:

THE HONOURABLE MR. JUSTICE T.S. SIVAGNANAM

W.P.No.3905 of 2015

D. Kumaravel

.. Petitioner

Vs

The Assistant Engineer (O& M)
TANGEDCO, Tamil Nadu Generation and
Electricity Distribution Corporation Limited
TNEB, Anumandhai
Tindivanam Taluk
Villupuram District

.. Respondent

Writ Petition under Article 226 of the Constitution of India
praying for a writ of mandamus directing the respondent to
restore the petitioner's electricity service connection in
S.C.No.610 situated in S.No.664/2 and 665/4, Nadukuppam Village,
Tindivanam Taluk , Villupuram District.

For petitioner : Mr. C. Prakasam
For respondent : Mr. M. Varun Kumar

ORDER

The petitioner has filed the writ petition praying for a
writ of mandamus directing the respondent to restore the
petitioner's electricity service connection in S.C.No.610
situated in S.No.664/2 and 665/4, Nadukuppam Village, Tindivanam
Taluk , Villupuram District.

2. The petitioner has obtained the industrial service
connection for the purpose of prawn culture. It appears that the
meter has become defective, as a result of which the petitioner
has made representation. On account of non-payment of the
consumption charges, the electricity connection has been
disconnected. Now, the petitioner seeks for reconnection.

3. In the counter affidavit filed by the respondent it is
admitted that the energy consumption meter went defective and

therefore, the minimum charges could not be properly assessed.

4. Clause 11 of the Tamil Nadu Electricity Supply Code 2004 sets out the manner in which billing has to be done that there is no meter or the meter is defective. Therefore, the assessment should be strictly as found in Clause 11(2) of the Supply Code. Therefore, there shall be a direction to the respondent to calculate the supply by applying the procedure contemplated under Clause 11(2) of the Code intimating the petitioner of the same and on payment of the money, the electricity supply shall be restored.

5. The writ petition is disposed of accordingly. No costs.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

The Assistant Engineer (O& M)
TANGEDCO, Tamil Nadu Generation and
Electricity Distribution Corporation Limited
TNEB, Anumandhai
Tindivanam Taluk
Villupuram District

+1 cc to C.Prakasam Advocate sr.7558
+1 cc to M.VarunKumar Advocate sr.7485

सत्यमेव जयते

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