



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :25.05.2016

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WEB COPY

THE HONOURABLE MR.JUSTICE.R.MAHADEVAN

W.P(MD).No.9183 of 2016

M/s.Sri Naga Nanthana Mills Ltd
HTSC No.85
Vakkanangundu Post
Kariyapatti (TK)
Virudhunagar District, Rep. by its
Director V.Veerchamy

... Petitioner

Vs

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

2. The Superintending Engineer,
Virudhunagar Electricity Distribution Circle,
Tamil Nadu Generation and Distribution
Corporation Limited, (TANGEDCO)
Virudhunagar District.

... Respondents

This Writ Petition has been filed under Article 226 of the Constitution of India praying for a Writ of Mandamus directing the second respondent to permit the petitioner to pay the additional security deposit of Rs.32,86,285/- alone in 10 equal monthly installments along with the regular current consumption charges.

For petitioner : Mr.N.Sudalaimuthu
For respondents : Mr.G.Kasinathadurai
Standing Counsel

ORDER

The petitioner has come forward with this Writ Petition directing the second respondent to permit the petitioner to pay the additional security deposit of Rs.32,86,285/- alone in 10 equal monthly installments along with the regular current consumption charges.

2. Mr.G.Kasinathadurai, learned Standing Counsel takes
<https://hccservicescourts.gov.in/hccservices/> the respondents.

3. By consent, this Writ Petition itself is taken up for



final disposal.

4. The learned counsel appearing for the petitioner would submit that since the petitioner company is financially unsound, they are unable to pay the additional security deposit as required by the respondents. Hence, the prayer of the petitioner may be considered by this Court.

5. The learned Standing Counsel appearing for the respondents would submit that even as per the electricity norms, only three instalments are allowed. Therefore, the prayer of the petitioner is out of the purview of the electricity norms, which cannot be considered by the respondents.

6. In the light of the facts stated supra, since it is the specific case of the petitioner firm that they are unable to deposit the additional security deposit within the time stipulated by the respondents and their financial position is not sound, this Court is incline to permit the petitioner firm to pay the entire quantified amount by the respondents, within six equated installments, commencing from 05.06.2016. However, it is made clear that this case shall not be precedent for any other cases.

With the above direction, this Writ Petition stands disposed of. No costs.

Sd/-
Vacation Officer

/True Copy/

Sub Assistant Registrar

To

1. The Chairman
Tamil Nadu Generation and Distribution
Corporation Limited, 144 Anna Salai
Chennai
2. The Superintending Engineer,
Virudhunagar Electricity Distribution Circle,
Tamil Nadu Generation and Distribution
Corporation Limited,
Virudhunagar District.

+ 1 CC TO MR.N.SUDALAIMUTHU, ADVOCATE IN SR NO. 27064
+ 1 CC TO MR.G.KASINATHADURAI, ADVOCATE IN SR NO. 27217