

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.05.2017

CORAM:

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

W.P.No.11501 of 2017

M/S.CHAKRAVARATHY FABRIC (P) LIMITED

HTSC NO.353

S.F.NO.123/2, OVIYAMPALAYAM

P.VELUR TALUK, NAMAKKAL

REP BY ITS AUTHORIZED SIGNATORY MOHAMED NASAR ... PETITIONER

Vs

1. THE CHAIRMAN  
TAMILNADU GENERATION AND DISTRIBUTION  
CORPORATION LTD.,  
144 ANNA SALAI, CHENNAI - 2.

2. THE SUPERINTENDING ENGINEER  
NAMAKKAL ELECTRICITY DISTRIBUTION CIRCLE  
TAMIL NADU GENERATION AND DISTRIBUTION  
CORPORATION LIMITED (TANGEDCO)  
TIRUCHENGODE ROAD  
NAMAKKAL. ...RESPONDENTS

PRAYER : Writ petition filed under Article 226 of the  
Constitution of India for issue of writ of mandamus directing  
the 2<sup>nd</sup> respondent to permit the petitioner to pay the additional  
security deposit of Rs.24,20,525/- alone in 12 equal monthly  
installments along with the regular current consumption charges.

For Petitioner : Mr.R.S.Pandiyaraj

For Respondents: Mr.S.K.Rameshuwar  
for TNEB

O R D E R

By consent, this Writ Petition is taken up for final  
disposal at the admission stage itself.

2. The petitioner is a limited company registered under the Companies Act having HT Service Connection bearing No.353 from the second respondent for the purpose of manufacture of textile products. The second respondent, by letter dated 19.04.2017, demanded additional security deposit of Rs.24,20,525/- over and above the existing deposit of Rs.11,31,615/- in one lump sum. To pay the said additional security deposit in equal installments, the petitioner has approached this Court by way of this writ petition.

3. Heard Mr.R.S.Pandiyaraj, learned counsel appearing for the petitioner and Mr.S.K.Rameshuwar, learned standing counsel appearing on behalf of the respondents.

4. In an identical situation, this court, in W.P.No.15431 of 2015 dated 02.06.2015, following the Division Bench judgment of this Court in Tamil Nadu Electricity Board Vs. Mani Spinning Mills (P) Limited, reported in CDJ 2012 MHC 4380 [W.A. (MD) Nos.407 to 412 of 2012 dated 02.08.2012] permitted the petitioner therein to pay the additional security deposit in six equal monthly installments along with regular current consumption charges. Since the issue involved in this case is an identical one and the payment is also with respect to additional security deposit, following the above said judgment, this Court is inclined to grant the relief to the petitioner to pay the additional security deposit in six equal monthly installments.

5. In the result, this writ petition is disposed of with a direction to the petitioner to pay the additional security deposit of Rs.24,20,525/- in six equal monthly installments along with regular current consumption charges, commencing from 1<sup>st</sup> week of June 2017, failing which it is open to the respondents to initiate appropriate action, in accordance with law. No costs.

Sd/-  
सत्यमेव जयते

Assistant Registrar(CCC)

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Sub Assistant Registrar

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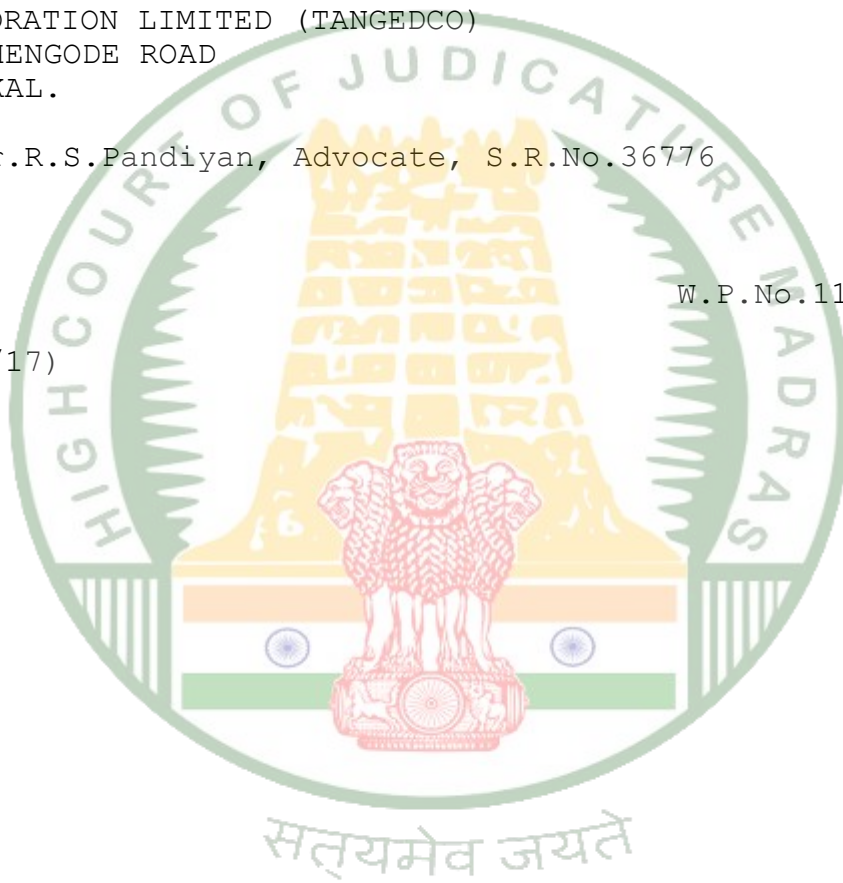
To

1. THE CHAIRMAN  
TAMILNADU GENERATION AND DISTRIBUTION  
CORPORATION LTD.,  
144 ANNA SALAI, CHENNAI - 2.
2. THE SUPERINTENDING ENGINEER  
NAMAKKAL ELECTRICITY DISTRIBUTION CIRCLE  
TAMIL NADU GENERATION AND DISTRIBUTION  
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TIRUCHENGODE ROAD  
NAMAKKAL.

+1cc to Mr.R.S.Pandiyan, Advocate, S.R.No.36776

W.P.No.11501 of 2017

kji(co)  
rmp(09/05/17)



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