

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.09.2018

C O R A M

THE HON'BLE Mr.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.5916 to 5918, 6709, 7350, 8379, 10571 to 10573, 12631, 17997 & 17998, 18568 to 18574, 18725 to 18731, 20318 to 20320, 20522 & 20523, 20901, 21057 to 21059, 29577 & 29578, 29627, 30828, 33359 to 33361, 33371 of 2014, 807 of 2015, 3041 of 2015, 29700 of 2014, 31081 & 31082 of 2014, 13514 of 2015, 29167 & 29168 of 2015, 28258 & 28259, 35997, 37403 to 37405 of 2015, 38704 to 38706, 40299, 40840 of 2015, 2288 of 2016, 3380 to 3382 of 2016, 6036 of 2016, 15316 to 15318 of 2014, 39591 of 2015, 2285 of 2016, 33150 of 2016, 19273 & 19274, 23926, 17843 of 2016, 21930 of 2015, 9255 & 9256 of 2015, 610 of 2017, 28256 to 28259 of 2013, 25833 of 2013, 31159, 31166 & 33460, 31313, 26395 & 26396, 31728, 33557, 34174 & 34175 of 2013, 32466, 30942 of 2016, 23409 of 2014, 6994, 7038, 8148 of 2015, 926 of 2017, 13870 of 2016, 6909 of 2017, 4131 of 2016, 22369 of 2015, 52 of 2016 and Connected M.Ps.

- 1 RASI TEX (IN) P LTD. HTSC
... PETITIONER in WP No.5916 of 2014
NO.192 CUDDALORE MAIN ROAD MANIVILLUNTHAN
SOUTH (PO) ATTUR (TK) SALEM 636121 REP. BY
ITS AUTHORIZED SIGNATURE V.MANO HAR
- 1 SAKTHI AUTO ANCILLARY PVT.
... PETITIONER in WP No.5917 of 2014
LTD HTSC NO. 228 IDIGARAI ROAD N.G.G.O.
COLONY POST COIMBATORE 641 022 REP. BY ITS
AUTHORIZED SIGNATURE S. MOHANRAJ
- 1 J.S.AUTO CAST FOUNDRY INDIA
... PETITIONER in WP No.5918 of 2014
(PVT) LTD. HTSC NO.329 SF NO.165/1
SEMBAGOUNDENPUDUR KUPPEPALAYAM COIMBATORE
REP. ITS AUTHORIZED SIGNATORY S.JEEVANANTHAM
- 1 SPICTEX COTTON MILLS (P) LTD
... PETITIONER in WP No.6709 of 2014
HTSC NO.221 NO.63B P.N.ROAD TIRUPPUR-641
602 REP. BY MANAGER R.PRATHEEPKUMAR

- 1 SRI RATNALAKSHMI SPINNING
... PETITIONER in WP No.7350 of 2014
MILLS (P) LTD. HTSCNO.103 NO.75 POWER HOUSE
ROAD ERODE 638 001 REP.BY ITS AUTHORIZED
SIGNATURE P.KRISHNASAMY
- 1 K.S.R. TEXTILES MILLS PRIVATE
... PETITIONER in WP No.8379 of 2014
LTD HTSC NO.112 K.S.R. KALVI NAGAR
THOKKAVAID POST TIRUCHENGODU 637 209
NAMAKKAL REP BY ITS MANAGER P. GOVINDASAMY
- 1 S.P.APPARELS LTD. ... PETITIONER in WP No.10571 of 2014
HTSC NO.243 PLOT NO.PP1 PHASE II
INDUSTRIAL GROWTH CENTRE PERUNDURAI ERODE
REP. BY ITS AUTHORIZED SIGNATURE N.MANIKANDAN
- 1 DIVYA SPINNING MILLS (PVT) LTD
... PETITIONER in WP No.10572 of 2014
HTSC NO.96 S.F.NO.146 GOBI MAIN ROAD
SANTHIPALAYAM GOBI DISTRICT REP. BY ITS
AUTHORIZED SIGNATURE C.CHANDRAN
- 1 S.P.APPARELS LTD. ... PETITIONER in WP No.10573 of 2014
HTSC NO.243 S.F.NO.100/11 C S. VALAPADY
SALEM 636115 REP BY ITS AUTHORIZED
SIGNATURE N.MANIKANDAN
- 1 M/S.TECHNICAL STAMPINGS
... PETITIONER in WP No.12631 of 2014
AUTOMOTIVE LTD REP. AUT. SIGN. MR.J.B.KIM
HT SC NO.318 PLOT NO.Q16-18 SIPCOT INDL
PARK IRRUNKATTUKOTTAI SRIPERUMBUDUR
KANCHEEPURAM DT-602 105.
- 1 ARTHANARI LOOM CENTRE TEXTILE
... PETITIONER in WP No.17997 of 2014
PVT. LTD. HTSC NO.190 NO.78 SABABATHI
STREET KALARAMPATTY ERUMAPALAYAM SALEM-
636 015 REPD. BY ITS ELECTRICAL MANAGER K.
SAKTHIVEL.

- 1 ARTHANARI CLOTHING PVT. LTD.
... PETITIONER in WP No.17998 of 2014
HTSC NO.225 NO.68/2B MANALKADU
ERUMAPALAYAM POST SALEM-636 015 REPD. BY
ITS AUTHORIZED SIGNATURE C.GANESAN
- 1 SHRI CHERAN SYNTHETICS INDIA
... PETITIONER in WP No.18568 of 2014
LTD. HTSC NO.261 ANANGUR ROAD
NETTAVELAMPALAYAM TIRUCHENGODE-638006 REPD.
BY ITS MANAGER R.HARIHARAN.
- 1 CHERAN SPINNERS LIMITED
... PETITIONER in WP No.18569 of 2014
HTSC NO.105 ELLANTHAKUTTAI (P.O)
PALLIPALAYAM ERODE REPD. BY ITS AUTHORIZED
SIGNATURE R.HARIHARAN.
- 1 CHERAN WEAVES INDIA PVT. LTD.
... PETITIONER in WP No.18570 of 2014
HTSC NO.353 S.F.NO.475 PADARAI
SOWTHAPURAM POST NAMAKKAL-638006 REPD. BY
ITS AUTHORIZED SIGNATURE R.HARIHARAN.
- 1 VICTORY SPINNING MILLS
... PETITIONER in WP No.18571 of 2014
HTSC NO.229 UPPUPALAYAM VILLAGE (VEPPADI)
MODAMANGALAM POST TIRUCHENGODE-637304 REPD.
BY ITS AUTHORIZED SIGNATURE R.HARIHARAN.
- 1 VICTORY SPINNING MILLS LTD.
... PETITIONER in WP No.18572 of 2014
UNIT II HTSC NO.351 UPPUPALAYAM VILLAGE
(VEPPADI) SANKAGIRI MAIN ROAD MODAMANGALAM
NAMAKKAL REPD. BY ITS AUTHORIZED SIGNATURE
R.HARIHARAN.
- 1 V.S.M. WEAVES INDIA LTD.
... PETITIONER in WP No.18573 of 2014
HTSC NO.227 S.F.NO.334 ELANTHAKUTTAI
VILLAGE TIRUCHENGODE NAMAKKAL REPD. BY
ITS MANAGER R.HARIHARAN.

- 1 PALLAVA TEXTILE LIMITED
... PETITIONER in WP No.18574 of 2014
HTSC NO.189 NO.27.C BYE-PASS ROAD
PALLIPALAYAM ERODE REPD. BY ITS AUTHORIZED
SIGNATURE R.HARIHARAN.
- 1 MOTHY SPINNER LIMITED
... PETITIONER in WP No.18725 of 2014
HTSC NO.202 S.F. NO.47/1B 2 3 B4 AT
PALLIPALAYAM ERODE NAMAKKAL 636 006 REP BY
ITS AUTHORISED SIGNATURE R. HARIHARAN
- 1 MOTHY SPINNER LIMITED
... PETITIONER in WP No.18726 of 2014
HTSC NO.265 METTUKKADAI KALIYANUR VILLAGE
THIRUCHENGODE NAMAKKAL DISTRICT REP BY ITS
AUTHORISED SIGNATURE R. HARIHARAN
- 1 MOTHY SPINNER LIMITED
... PETITIONER in WP No.18727 of 2014
HTSC NO.352 S.F.NO.27/1 3 @ 39/1 2 3A 3B
4 5 ANANGUR THIRUCHENGODE 637 304 NAMAKKAL
DISTRICT REP BY ITS MANAGER R. HARIHARAN
- 1 MOTHY SPINNER LIMITED
... PETITIONER in WP No.18728 of 2014
HTSC NO.275 ANANGUR MAINROAD ATHIKATTOOR
ANANGUR POST THIRUCHENGODE 637 304
NAMAKKAL DISTRICT REP BY ITS AUTHORIZED
SIGNATURE R. HARIHARAN
- 1 PAVIZHAM SPINNERS PVT. LTD.
... PETITIONER in WP No.18729 of 2014
HTSC NO.301 CHINNARPALAYAM ELANTHAKUTTAI
POST VEPPADAI TIRUCHENGODE ERODE-638008
REP BY ITS AUTHORISED SIGNATURE R. HARIHARAN
- 1 SHRI GIRI SPINNING MILLS INDIA
... PETITIONER in WP No.18730 of 2014
(P) LTD. HTSC NO.300 S.F.NO.13/5
RANGANOOR PUDUPALAYAM ELANTHAKUTTAI
VEEPPADI ERODE-638 006 REP BY ITS
AUTHORISED SIGNATURE R. HARIHARAN

- 1 LUCKY YARN TEX INDIA LTD.
... PETITIONER in WP No.18731 of 2014
HTSC NO.332 S.F.NO.35.2 ANANGUR ROAD
NETTAVELAMPALAYAM TIRUCHENGODE-637 304
NAMAKKAL REP BY ITS AUTHORISED SIGNATURE R.
HARIHARAN
- 1 JAYAVARMA TEXTILES (P) LTD.
... PETITIONER in WP No.20318 of 2014
HTSC NO.080 CHOCKUMARIPALAYAM POST
CHETTICHEVIYUR-638110 GOBICHETTIPALAYAM
TALUK SALEM REPD. BY ITS VICE PRESIDENT N.
G.MURUGESAN.
- 1 MANCHESTER TEXTILE PVT. LTD.
... PETITIONER in WP No.20319 of 2014
HTSC NO.375 S.F.NO.31/1A 1B 1C 31/2 32/6
31/1A 1B 33/2 35 16VELLAMPALAYAM VILLAGE
KUNNATHUR-PERUNDURAI ROAD ERODE REP. BY N.
G.MURUGESAN.
- 1 JAYAVARMA TEXTILES (P) LTD.
... PETITIONER in WP No.20320 of 2014
HTSC NO.264 S.F.NO.175 KURICHIPUDUR
VILLAGE PERUNDURAI ERODE REP. BY VICE
PRESIDENT N.G.MURUGESAN.
- 1 ROHINI TEXTILE INDUSTRY (P)LTD
... PETITIONER in WP No.20522 of 2014
HTSC NO.078 NO.2 ROGINI GARDEN KANGAYAM
ROAD TIRUPPUR ERODE 641606 REPD. BY ITS
GENERAL MANAGER P.NAGARAJAN
- 1 ROHINI TEXTILE INDUSTRY (P)LTD
... PETITIONER IN WP.NO. 20523/14
HTSC NO.353 PLOT NO.FF2 SIPCOT INDUSTRIAL
GROWTH PROCESSING DIVISION PERUNDURAI
638052 REPD. BY ITS GENERAL MANAGER P.
NAGARAJAN
- 1 AKSHARA TEXTILES (P) LTD
... PETITIONER in WP No.20901 of 2014
(DIVISION OF SRI SARAVA SPINNING MILLS PVT.LTD.,)
HTSC NO.127 SF NO.12/1 TO 3 SASTHRI NAGAR
ERRANAGATTUR SATHYAMANGALAM ERODE DISTRICT.
REP.BY ITS AUTHORIZED SIGNATURE M.J.
PONNUSWAMI

- 1 K.K.P.SPINNING MILLS (P) LTD.
... PETITIONER in WP No.21057 of 2014
HT SC NO.175 PERUMAPATTY BOMMASAMUDRAM
POST NAMAKKAL DISTRICT REPD. BY ITS
MANAGER T.RAMAR.
- 1 K.K.P. TEXTILE LTD ... PETITIONER in WP No.21058 of 2014
HT SC NO.257 N.PUTHUPATTY NAMAKKAL REPD.
BY ITS MANAGER T.RAMAR.
- 1 K.K.P. TEXTILE LTD. ... PETITIONER in WP No.21059 of 2014
HT SC NO.92 VIRALIMALAI THANNEERPANTHAL
PATTAI BOOTHAKUDI PUDUKKOTTAI REPD. BY
ITS MANAGER T.RAMAR.
- 1 M/S.TULSYAN NEC LTD ... PETITIONER in WP No.29577 of 2014
HTSC NO.1771 V FLOOR 147 GREAMS ROAD
CHENNAI 600 006 REP BY ITS MANAGER V.
RAJENDRAN
- 1 M/S.TULSYAN NEC LTD ... PETITIONER in WP No.29578 of 2014
HTSC NO.1823 NO.61 SEMBUDOSS STREET
CHENNAI 600 001 REP BY
ITS MANAGER V.RAJENDRAN
- 1 M/S.CHITRAKOOT STEEL & PVT.LTD
... PETITIONER in WP No.29627 of 2014
H.T.SC.NO.1801 APEX PLAZA 1ST FLOOR NO.3
NUNGAMBAKKAM HIGH ROAD CHENNAI-600 034 REP.
BY ITS MANAGER V.RAJENDRAN.
- 1 M/S.KANISHK FERROUS AND
... PETITIONER in WP No.30828 of 2014
ENERGY LTD HTSC.NO.1875 F-14 SIPCOT
INDUSTRIAL COMPLEX GUMMIDIPOONDI
TIRUVALLUR DISTRICT REP BY ITS DIRECTOR MR.
ASHUTOSH GOENKA
- 1 M/S.ARUN SMELTERS (PVT)LTD.
... PETITIONER in WP No.33359 of 2014
HTSC NO.1616 OFF.AT NO.404 C-BLOCK
SHIVALAYA BUILDING ETHIRAJ SALAI CHENNAI-8
REP.BY ITS GENERAL MANAGER K.VENKATARAMAN

- 1 M/S.ARUN VYAPAR UDYOG (PVT)
... PETITIONER in WP No.33360 of 2014
LTD. HTSC NO.1586 OFF.AT NO.404 C-BLOCK
SHIVALAYA BUILDING ETHIRAJ SALAI CHENNAI-8
REP.BY ITS GENERAL MANAGER K.VENKATARAMAN
- 1 M/S.ARUN VYAPAR UDYOG LTD.
... PETITIONER in WP No.33361 of 2014
HTSC NO.1519 OFF.AT NO.404 C-BLOCK
SHIVALAYA BUILDING ETHIRAJ SALAI CHENNAI-8
REP.BY ITS GENERAL MANAGER K.VENKATARAMAN
- 1 M/S. KANISHK STEEL INDUSTRIES
... PETITIONER in WP No.33371 of 2014
LTD. H.T.SC.NO.1501 NO.7 THIRU.VI.KA. III
STREET ROYAPETTAH HIGH ROAD MYLAPORE
CHENNAI-4 REP. BY ITS DIRECTOR ASHOK BOHRA.
- 1 M/S.JR METAL CHENNAI LTD
... PETITIONER in WP No.807 of 2015
HT SC NO.1923 NO.3 T.K.P NAGAR MANALI
EXPRESS ROAD THIRUVOTTIYUR CHENNAI-19 REP.
BY ITS GENERAL MANAGER MR.M.SHANMUGAM
- 1 M/S.M.C.SPINNERS (P) LTD.
... PETITIONER in WP No.3041 of 2015
H.T.SC.NO.049094360056 KOLAPPALUR 638 456
GOBICHETTIPALAYAM ERODE DISTRICT REP BY
ITS GENERAL MANAGER G.MOHANRAJ
- 1 M/S.MEENAKSHI UDYOG (I) PVT.LTD
... PETITIONER in WP No.29700 of 2014
HT SC.NO.302 S.F.NO.291 AND 292 KAPPAK
KALUKONDAPALLY ULIVEERANAPALLY POST HOSUR
635 114 REP BY ITS DIRECTOR JAYESH AGARWAL
- 1 M/S.A.R.S.METALS LTD.
... PETITIONER in WP No.31081 of 2014
H.T.SC. NO.1902 D.109 2ND FLOOR L.B.R.
COMPLEX ANNA NAGAR EAST CHENNAI 102 REP BY
ITS DEPUTY DIRECTOR N.PRABHU
- 1 M/S.A.R.S.METALS (P) LTD.
... PETITIONER in WP No.31082 of 2014
H.T.SC. NO.1781 D-109 2ND FLOOR L.B.R.

COMPLEX ANNA NAGAR EAST CHENNAI 102 REP BY
ITS DEPUTY DIRECTOR N.PRABHU

- 1 SRI BALAMBIKA STEXTILE MILLS
... PETITIONER in WP No.13514 of 2015
(P) LTD HTSC NO.93 VINNAPALLI POST
SATHYAMANGALAM-638 402 REP. BY ITS MANAGER
V.MANIKANDAN
- 1 BHARATHI SPINTEX INDIA
... PETITIONER in WP No.29167 of 2015
HT SC NO.350 NO.09 R.S.ROAD PALLIPALAYAM
THIRUCHENGODE TALUK NAMAKKAL REP. BY ITS
DIRECTOR K.K.RAJENDRAN
- 1 PONNERI STEEL INDUSTRIES
... PETITIONER in WP No.29168 of 2015
HT SC NO.1499 NO.2T VAITHIYANATHAN STREET
TONDIARPET CHENNAI REP. BY ITS AUTHORIZED
SIGNATORY M.SARAVANAN
- 1 NILACHAL SPINNING MILLS (P)
... PETITIONER in WP No.28258 of 2015
LTD. H.T.SC.NO.457 S.F.NO.351 R.S.NAGAR
THANNEER PANDHAL PEELAMEDU COIMBATORE REP.
BY ITS AUTHORIZED SIGNATORY A.V.SUBRAMANIAN
- 1 STATUS SPINNING MILLS (PVT)
... PETITIONER in WP No.28259 of 2013
LTD. H.T.SC.NO.169 MANTHIPALAYAM ROAD
MANIYANUR 637 201 NAMAKKAL REP. BY ITS
DIRECTOR S.NAGARAJAN
- 1 CHEMPLAST SANMAR LIMITED
... PETITIONER in WP No.35997 of 2015
HT SC NO.23 REP. BY ITS AUTHORISED
SIGNATORY HAVING ITS REGISTERED OFFICE AT
NO.9 CATHEDRAL ROAD CHENNAI-86,
ALSO PLANT AT RAMAN NAGAR POST,
METTUR DAM - 3,
METTUR DAM - 636 403.

- 1 VASU YARN MILLS INDIA (P) LTD
... PETITIONER in WP No.37403 of 2015

HTSC NO.47 THINGALUR ROAD VIJAYAMANGALAM-
638 006 ERODE DISTRICT REP. BY ITS
AUTHORIZED SIGNATURE GUNASEKARAN
- 1 K.G.R.SPINNING MILLS (P) LTD
... PETITIONER in WP No.37404 of 2015

HTSC NO.231 KARUR MAIN ROAD PARUTHIKADU
POOVANUR POST SALEM REP. BY ITS AUTHORIZED
SIGNATORY S.RADHAKRISHNAN
- 1 NOBLE TECH INDUSTRIES PVT LTD
... PETITIONER in WP No.37405 of 2015

HTSC NO.213 NO.6/9 KASTHURI ESTATE THIRD
STREET POES GARDEN CHENNAI-600 086 REP.
BY ITS DIRECTOR P.MOHAMMED IQBAL
- 1 K.G.FABRIKS LTD. ... PETITIONER in WP No.38704 of 2015
H.T.SC.NO.237 PLOT NO.FF-1 SIPCOT
INDUSTRIAL GROWTH CENTRE PERUNDURAI ERODE
638 052 DISTRICT REP. BY ITS MANAGER K.
PRABAKAR RAJ
- 1 SRI KANNAPIRAN MILLS LTD.
... PETITIONER in WP No.38705 of 2015
H.T.SC.NO.333 POST BAG NO.1 SOWRIPALAYAM
COIMBATORE 641 028 DISTRICT REP. BY ITS
MANAGER K.PRABAKAR RAJ
- 1 SRI KANNABIRAN MILLS LTD
... PETITIONER in WP No.38706 of 2015
H.T.SC.NO.486 KEMPANAICKENPALAYAM ANNUR
COIMBATORE-641 697 DISTRICT REP. BY ITS
MANAGER K.PRABAKAR RAJ
- 1 CHEMPLAST SANMAR LIMITED
... PETITIONER in WP No.40299 of 2015
REP. BY ITS AUTHORISED SIGNATORY HAVING ITS
REGISTERED OFFICE AT NO.9 CATHEDRAL ROAD
CHENNAI-86.

- 2 SANMAR FOUNDRIES LIMITED
REP. BY ITS AUTHORISED SIGNATORY HAVING ITS
REGISTERED OFFICE AT NO.9 CATHEDRAL ROAD
CHENNAI-86.
- 1 M/S.G.T.N.ENTERPRISES LTD
... PETITIONER in WP No.40840 of 2015
H.T.SC. NO.134 NO.89 & 10 FCI GODOWN
THUNGAVI POST UDUMALPET -642 203
COIMBATORE DISTRICT REP. BY ITS MANAGER T.
NATARAJAN
- 1 NATIONAL OXYGEN LTD ... PETITIONER in WP No.2288 of 2016
REP. BY ITS JOINT MANAGING DIRECTOR RAJESH
KUMAR SARAF HAVING ITS REGISTERED OFFICE AT
NO.80 OLD NO.41 GRAEMS ROAD
CHENNAI-600 006
- 1 SAMBANDAM SPINNING MILLS LTD
... PETITIONER in WP No.3380 of 2016
UNIT-III HTSC NO.321 AYEEPALAYAM
ATHANUR(PO) RASIPURAM TALUK NAMAKKAL REPD.
ITS BY ITS JOINT MANAGING DIRECTOR SRI S.
DINAKARAN
- 1 SAMBANDAM SPINNING MILLS LTD.
... PETITIONER in WP No.3381 of 2016
UNIT-I HTSC NO.34 KAMARAJ NAGAR COLONY
SALEM-636 014 REPD. ITS BY ITS JOINT
MANAGING DIRECTOR SRI S.DINAKARAN
- 1 SAMBANDAM SPINNING MILLS LTD
... PETITIONER in WP No.3382 of 2016
UNIT-II HTSC NO.112 AYEEPALAYAM
ATHANUR(PO) RADIPURAM TALUK NAMAKKAL REPD.
ITS BY ITS JOINT MANAGING DIRECTOR SRI S.
DINAKARAN
- 1 M/S.SABARI TEXTILES (P) LTD.
... PETITIONER in WP No.6036 of 2016
H.T.SC.NO.525 SF NO. 59/1 VADAVALLI
VILLAGE PALLADAM 641 669 REP BY ITS
MANAGER R.ELANGO

- 1 BALU SPINNING MILLS PVT. LTD.
... PETITIONER in WP No.15316 of 2014
HTSC NO.197 C.AMMAPATTI ELLIS NAGAR POST
DHARAPURAM 638 657 REP. BY ITS ELECTRICAL
ENGINEER V.MYILSAMY
- 1 BALU SPINNING MILLS PVT. LTD.
... PETITIONER in WP No.15317 of 2014
UNIT II HTSC NO.357 S.F.NO.883/1 & 2
882/2A 882/2 & 886/1 CHINNAPUTHUR ELLIS
NAGAR POST DHARAPURAM REP. BY ITS
ELECTRICAL ENGINEER V.MYILSAMY
- 1 KARIKALIAMMAN SPINNING
... PETITIONER in WP No.15318 of 2014
MILLS (P) LTD. HTS 92 118 NMS COMPOUND
ERODE 638 001 REP. BY ITS DIRECTOR M.
KARTHIKEYAN
- 1 CHEMPLAST SANMAR LTD ... PETITIONER in WP No.39591 of 2015
REP BY ITS AUTHORISED SIGNATORY HAVING ITS
REGISTERED OFFICE AT NO.9 CATHEDRAI ROAD
CHENNAI - 600 086
- 1 M/S.JEPPIAAR FURANCE AND
... PETITIONER in WP No.2285 of 2016
STEELS PVT. LTD. H.T.SC.NO.738 NO.158
KUNNAVAKKAM VILLAGE PANRUTTI POST
KANCHEEPURAM DISTRICT 631 604 REP. BY ITS
MANAGER MR.G.MADHAVAN
- 1 M/S.TARSUN STEELS INDIA(P) LTD
... PETITIONER in WP No.33150 of 2016
H.T.SC.NO.361 PALLADAM S.F.156/1B TRICHY
ROAD MADHAPUR VILLAGE PALLADAM TIRUPUR-
641 664 REP. BY ITS MANAGING DIRECTOR S.
THANGARAJAN
- 1 M/S.S.L.O.INDUSTRIES LTD
... PETITIONER in WP No.19273 of 2016
H.T.SC. NO.1777 NO.403 T.H.ROAD CHENNAI-
600 019 REP BY ITS EXECUTIVE DIRECTOR MR.
PRATAP KUMAR RAKESH

- 1 M/S.S.L.O.INDUSTRIES LTD
... PETITIONER IN WP.NO. 19274 OF 2016
H.T.SC. NO.1816 NO.403 T.H.ROAD CHENNAI-
600 019 REP BY ITS EXECUTIVE DIRECTOR MR.
PRATAP KUMAR RAKESH
- 1 M/S.SAKTHI STEEL INDUSTRIES
... PETITIONER in WP No.23926 of 2016
LTD H.T.SC.NO.314 SF. NO.223 & 233
AMARAVATHY PATTINAM VILLAGE KATTANGULAM
PANCHAYAT-O KANCHEEPURAM DT. REP BY MANAGER
V.VAIGUNDHAN
- 1 M/S.R.B.A.EXPORTS P LTD
... PETITIONER in WP No.17843 of 2016
H.T.SC. NO.1824 NO.VIJAY DELUX APP. FLAT NO.
9 D.NO.4 FIRST MAIN ROAD CIT COLONY
MYLAPORE CHENNAI-04 REP BY GENERAL MANAGER
S.BALASUBRAMANIAN
- 1 M/S.SHREE SAI HANUMAN SMELTERS
... PETITIONER in WP No.21930 of 2015
(P) LTD HTSC. NO.1964 NO.17 CHITHURNATHAM
VILLAGE GUMMIDIPOONDI THIRUVALLUR DISTRICT
REP. BY ITS DIRECTOR MR.JAGHISH PRASAD
KHEMKA
- 1 M/S. R.V.STEELS PVT. LTD.
... PETITIONER in WP No.9255 of 2015
H.T.SC.NO.1571 NO.4/2 B.N.ROAD II STREET
T.NAGAR CHENNAI-17 REP. BY ITS DIRECTOR
MR.JUSTIN SUNDAR.
- 1 M/S. R.V.STEELS PVT. LTD.
... PETITIONER in WP No.9256 of 2015
H.T.SC.NO.1657 NO.4/2 B.N.ROAD II STREET
T.NAGAR CHENNAI-17 REP. BY ITS DIRECTOR
MR.JUSTIN SUNDAR.
- 1 M/S.JANAKIRAM STEEL AND
... PETITIONER in WP No.610 of 2017
POWER PVT. LTD. H.T.SC.NO.1778 NO.3
MANALI EXPRESS ROAD T.K.P.NAGAR CHENNAI-19
REP. BY ITS MANAGER M.SHANMUGAM

- 1 BANNARI AMMAN SPINNING MILLS
... PETITIONER in WP No.28256 of 2013
LTD HT SC NO.171 MOREPATY POST
VELVARKOTTAI VADAMADURAI REP. BY ITS
AUTHORIZED SIGNATORY A.SANKAR.
- 1 SHIVA TEXYARAN LTD ... PETITIONER in WP No.28257 of 2013
HT SC NO.84 TRICHY ROAD VELVARKOTTAI
VEDASANDUR TALUK REP. BY ITS AUTHORIZED
SIGNATORY A.SANKAR.
- 1 JAYAJOTHI & CO. LTD. HT SC NO
... PETITIONER in WP No.28258 of 2013
9 70 ALAGAI NAGAR RAJAPALAYAM 626 117
VIRUDHUNAGAR DISTRICT REP.BY ITS AUTHORIZED
SIGNATURE B.SREENIVASAGAM
- 1 BANNARI AMMAN SPINNING MILLS
... PETITIONER in WP No.28259 of 2013
LTD. HT SC NO.279 MOREPATY POST
VELVARKOTTAI VADAMADURAI REP.BY ITS
AUTHORIZED SIGNATURE A.SANKAR
- 1 THE TAMILNADU POWER PRODUCERS
... PETITIONER in WP No.25833 of 2013
ASSOC. REP. BY ITS AUTHORIZED SIGNATORY NO.
6 SARDAR PATEL ROAD GUINDY CHENNAI-32
- 1 SREE RENGARAJ STEEL AND
... PETITIONER in WP No.31159 of 2013
ALLOYS P.LTD. 36/3-4 TRICHY BYE PASS ROAD
AMMANI KONDALAMPATTY, SALEM 636 010
- 1 SRI VENKATESWARA STEELS
... PETITIONER in WP No.31166 of 2013
INDUSTRIES 50A SANKAGIRI MAIN ROAD
NETHIMEDU SALEM 636 002
- 1 SAKTHI AUTO COMPONENT LIMITED
... PETITIONER in WP No.33460 of 2013
MUKASI PALLAGOUNDENPALAYAM PERUNDURAI

- 1 SHIVA TEXYARAN LTD (UNIT 2)
... PETITIONER in WP No.31313 of 2013
HT SC NO. 351 S.F. NO.371/5 PARUVAL POST
KARADIVAVI ROAD KARANAMPETTAI COIMBATORE
641 658 REP BY ITS MANAGER V. SURESH
- 1 ORCHID CHEMICALS & ... PETITIONER in WP No.26395 of 2013
PHARMACEUTICALS LTD HTSC NO.562 313
ORCHID TOWERS VALLUVARKOTTAM HIGH ROAD
NUNGAMBAKKAM CHENNAI-34 REP.BY EXE VP- FIN
SECY L.CHANDRASEKAR
- 1 ORCHID CHEMICALS & ... PETITIONER IN WP.NO. 26396 OF 2013
PHARMACEUTICALS LTD HTSC NO.402 (R&D DVN)
313 ORCHID TOWERS VALLUVARKOTTAM HIGH RD
NUNGAMBAKKAM CH-34 REP.BY EXE VP- FIN SECY
L.CHANDRAKUMAR
- 1 ORCHID HEALTH CARE (DVN OF ... PETITIONER in WP No.31728 of 2013
ORCHID CHEMICAL & PHARMA) HTSC NO.821 313
ORCHID TOWERS VALLUVARKOTTAM HIGH RD
NUNGAMBAKKAM CH-34 EXE. VP. FINANCE & SECY.
L.CHANDRASEKAR
- 1 PIONEER JELLICE INDIA (P) LTD
... PETITIONER in WP No.33557 of 2013
HT SC NO.77 SEMMANKUPPAM CUDDALORE-
CHIDAMBARAM MAIN ROAD CUDDALORE-607 005
REP. BY ITS MANAGER R.VELAYUTHAM
- 1 M/S.KAMACHI STEELS LTD
... PETITIONER in WP No.34174 of 2013
(H.T.NO.1768) REP. BY ITS DIRECTOR VINOD
KOTHARI NO.142/1A MANALI OIL REFINERY ROAD
ERANVOOR CHENNAI-57.
- 1 M/S.PANCHSHEEL ALLOYS
... PETITIONER in WP No.34175 of 2013
CONSTRUCTION P. LTD (H.T. NO.1602) REP. BY
ITS DIRECTOR VINOD KOTHARI NO.262 SUNDARAM
PILLAI NAGAR TONDIARPET CHENNAI-81.

- 1 M/S.CARBORUNDUM UNIVERSAL LTD
... PETITIONER in WP No.32466 of 2016
10 REP BY ITS DGM-LEGAL DARE HOUSE 234 N.
S.C.BOSE ROAD CHENNAI-600 001
- 1 SAKTHI AUTO COMPONENT ... PETITIONER in WP No.30942 of 2016
LIMITED REP BY ITS VICE PRESIDENT MUKASI
PALLAGOUNDENPALAYAM VIJAYAMANGALAM VIA
UTHUKULI TALUK TIRUPUR 638 056
- 1 SESA STERLITE LIMITED ... PETITIONER in WP No.23409 of 2014
(FORMERLY STERLITE INDUSTRIES (INDIA)
LIMITED SIPCOT INDUSTRIAL COMPLEX MADURAI
BYEPASS ROAD T.V.PURAM PO
TUTICORIN-638 002.
- 1 SREE AYYANAR SPINNING MILLS
... PETITIONER in WP No.6994 of 2015
AND WEAVING MILLS LTD REP. BY ITS COMPANY
SECRETARY N.SELVARAJ MILL PREMISES
MALLANGINAR-626 109.
- 1 SREE AYYANAR SPINNING MILLS
... PETITIONER in WP No.7038 of 2015
AND WEAVING MILLS LTD REP. BY ITS COMPANY
SECRETARY N.SELVARAJ MILL PREMISES
MALLANGINAR-626 109.
- 1 LOYAL TEXTILE MILLS LTD. REP
... PETITIONER in WP No.8148 of 2015
BY ITS SR. VICE PRESIDENT (OPERATIONS) M.E.
MANIVANNAN 83 1ST MAIN ROAD R.A. PURAM
CHENNAI 28
- 1 TCP LIMITED POWER DIVISION
... PETITIONER in WP No.926 of 2017
REP. BY ITS EXECUTIVE DIRECTOR TCP
SAPTHAGIRI BHAVAN NO.4 KARPAGAMBAL NAGAR
MYLAPORE CHENNAI-600 004.
- 1 THE LAKSHMI MILLS COMPANY LTD
... PETITIONER in WP No.13870 of 2016
REP BY ITS CHAIRMAN AND MANAGING DIRECTOR
686 AVANASHI ROAD PAPPANAICKENPALAYAM
COIMBATORE-641 037

- 1 SARAVANAGIRI SPINNING ... PETITIONER in WP No.6909 of 2017
MILLS LTD HTSC NO.371 NO.4/2 KRPAD ROAD
PALLIPALAYAM ERODE - 638 006 REP. BY ITS
DIRECTOR LALIT KUMAR
- 1 MRF LTD ... PETITIONER in WP No.4131 of 2016
REP. BY MR.A.MANIVANNAN SENIOR MANAGER
REGISTERED OFFICE 114 GREAMS ROAD CHENNAI-
600 006
- 1 THE INDIA CEMENTS LIMITED ... PETITIONER in WP No.22369 of 2015
COROMANDEL TOWERS 93 SANTHOME HIGH ROAD
KARPAGAM AVENUE R.A.PURAM CHENNAI-28 REP.
BY V.JEEVAGAN SENIOR GENERAL MANAGER-LEGAL
- 1 M/S.SUGAVANESHWARA SPG MILLS ... PETITIONER in WP No.52 of 2016
(P) LTD HTSC 0061 TBELUR MAIN ROAD
SELLIAMPALAYAM MINNAMPALLI SALEM-636 106
REP. BY ITS JOINT MANAGING DIRECTOR V.
CHANDRASEKARAN

Vs

*

**1. TAMIL NADU GENERATION AND
DISTRIBUTION CORPORATION LIMITED
(TANGEDCO) 144, ANNA SALAI,
CHENNAI 600 002.**

... R1 IN W.P.Nos.5916 to 5918, 6709, 7350, 8379, 10571 to 10573, 17997 & 17998, 18568, 18569/14 TO 18574/14, 18725 to 18731, 20318 to 20320, 20522 & 20523, 20901, 21057 to 21059, 29577 & 29578, 29627 of 2014, 13514 of 2015, 29167 of 2015, 28258 & 28259, 35997, 37403 to 37405 of 2015, 38704 to 38706, 40299 of 2015, 3380 to 3382 of 2016, 15316 to 15318 of 2014, 28256 to 28259 of 2013, 25833 of 2013, 31159, 31166 & 33460, 31313, 26395 & 26396, 31728, 33557/13, 23409 of 2014, 6994, 7038, 8148 of 2015, 52 of 2016, 20523/14.

**1.TAMILNADU GENERATION AND DISTRIBUTION CORPORATION LTD.,
(TANGEDCO), REP BY ITS CHAIRMAN AND MANAGING DIRECTOR,
144, ANNA SALAI, CHENNAI 600 002.**

... R1 IN WP.NO. 12631/14 30828/14, 33359/14, 33360/15, 33
61/14, 33371/14, 807/15, 3041/15, 29700/14, 31081 & 31082/14,

29168/15, 35997/15, 40840/15, 2288/16, 6036/ 16, 39591/15, 2285/16, 33150/16, 19273, 19274, 23926, 17843/16, 21930/15, 9255 & 9256/15, 610/17, 32466/13, 30942/16, 926/17, 13870/16, 6909/17, 4131/16, 22369/15.

2. CHIEF FINANCIAL CONTROLLER/REVENUE

TANGEDCO (ACCOUNTS BRANCH)

144, ANNA SALAI,

CHENNAI - 600 002.

R2 IN W.P.5916 to 5918, 6709, 7350, 8379, 10571 to 10573, 17997 & 17998, 18568 & 18574 , 18725 to 18731, 20318 to 20320, 20522 & 20523, 20901, 21057 to 21059, 29577 & 29578, 29627, 30828, 33359 to 33361, 33371 of 2014, 807 of 2015, 3041 of 2015, 29700 of 2014, 31081 & 31082 of 2014, 13514 of 2015, 29167 & 29168 of 2015, 28258/15, 35997, 37403 to 37405 of 2015, 38704 to 38706, 40299, 40840 of 2015, 2288 of 2016, 3380 to 3382 of 2016, 6036 of 2016, 15316 TO 15318 of 2014, 39591 of 2015, 2285 of 2016, 33150 of 2016, 19273 & 19274, 23926, 17843 of 2016, 21930 of 2015, 9255 & 9256 of 2015, 610 of 2017, 28256 to 28259 of 2013, 25833 of 2013, 31159, 31166 & 33460, 31313, 26395 & 26396, 31728, 33557/13, 32466, 30942 of 2016, 23409 of 2014, 6994, 7038, 8148 of 2015, 926 of 2017, 13870 of 2016, 6909 of 2017, 4131 of 2016, 22369 of 2015, 52 of 2016, 28259/15.

R3 IN W.P.NO. 34174/13, 34175/13, 12631/14

3. Tamil Nadu Electricity Regulatory Commission,

Through its Secretary,

No.19-a, Rukmini Lakshmipathy Salai,

Egmore, Chennai-8.

R1 - in W.P.No.34174/13,37175/13

R3 - in W.P.Nos.5916 to 5918/14,6709/14,7350/14,8379/14, 10571/14 to 10573/14, 17997 and 17998/14,29577 &29578/14, 29627/14,30828/14,33359 to 33361/14,33371/14,807/15, 3041/15, 29700/14,31081 & 31082/14,40840/15,6036/16, 15316 TO15318/14, 2285/16, 19273&19274/16, 23926/16,17843/16, 610/17, 28256 to 28259/13,25833/13, 31159/13, 31166/13, 31313/13,26395/13 &26396/13,31728/13,33557/13, 3380/16, 52/16.

R4- in W.P.Nos.18568,18569 to 18574/14, 18725 to 18731/14, 20318 to 20320/14, 20901/14,21057 to 21059/14,13514/15, 29167 & 29168/15,37403 to 37405/15,23409/14,38704 to 38706/15,3381 & 3382/16, 33460/13,6994/15, 7038/15, 6909/17, 4131/16, 20522 & 20523/14, 33150/16, 21930/15, 9255 & 9256/15.

R5- in WP Nos.12631/14,35997/15,2288/16,30942/16, 926/17, 32466/16.

R6 - in W.P.Nos.40299/15,39591/15

R7 - in W.P.Nos.8148/15,13870/16,22369/15

4. THE SUPERINTENDING ENGINEER,
SALEM ELECTRICITY DISTRIBUTION CIRCLE,
TAMIL NADU GENERATION AND DISTRIBUTION
CORPORATION LIMITED (TANGEDCO)

... R4 IN WP.NO. 5916/14, 10573/14, 17997 & 17998/14,
37404/15, 3381/06

.. R4 IN W.P. 52 OF 2016

THE STATE OF TAMIL NADU
REP BY ITS SECRETARY TO GOVERNMENT
ENERGY DEPARTMENT,
FORT ST. GEORGE, CHENNAI -9.

R1 W.P.NO. 12631/14

THE SUPERINTENDING ENGINEER,
COIMBATORE ELECTRICITY DISTRIBUTION CIRCLE, (NORTH)
TAMILNADU GENERATION AND DISTRIBUTION CORPORATION
LTD., (TANGEDCO)

R3 IN W.P.NO. 28258/15, 38706/15,
R4 IN WP.5917/14, 5918/14, 31313/13

THE SUPERINTENDING ENGINEER,
COIMBATORE ELECTRICITY DISTRIBUTION CIRCLE, (SOUTH),
(TANGEDCO), COIMBATORE.

R4 IN WP.NO. 6036/16

THE SUPERINTENDING ENGINEER/AO/RCV
UDUMALPET ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LIMITED (TANGEDCO)

R4 IN W.P.NOS.6709/14, 40840/15, 15316 & 15317/2014

THE SUPERINTENDING ENGINEER,
ERODE ELECTRICITY DISTRIBUTION AND CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO)

R4 IN W.P. NO.7350/14, 10571/14, 15318/14

R3 IN W.P. NO. 20319 AND 20320/14, 37403/15,
38704/15, 2288/16, 30942/16, 20523/14, 28259/15

THE SUPERINTENDING ENGINEER/
DEPUTY FINANCIAL CONTROLLER,
GOBI ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION CORPORATION LTD.,
(TANGEDCO), GOBICHETTPALAYAM.

R4 IN WP.10572/14,
R3 IN W.P.NO.20318/14, 20522/14, 20901/14,
13514/15

THE SUPERINTENDING ENGINEER,
METTUR ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION CORPORATION LTD.,
(TANGEDCO), METTUR DAM.

R3 IN W.P. NO. 18568, 18569/14, 18725 TO 18731/14, 29167,
35997/15, WP.6909/17, 18570/14 TO 18574/14 & 40299/15

R4 IN WP.NO. 8379/14
R5 IN WP.NO.22369/15

THE SUPERINTENDING ENGINEER,
CHENGALPATTU ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION CORPORATION LTD.,
(TANGEDCO), CHENGALPATTU.

R4 IN WP.NO. 12631/14, 2285/16, 26395/13, 26396/13, 31728/13.

THE SUPERINTENDING ENGINEER, TANGEDCO,
NAMAKKAL ELECTRICITY DISTRIBUTION CIRCLE,
NAMAKKAL. R3 IN WP.NO. 21057 & 21058/14 3380/16 & 3382/16

THE SUPERINTENDING ENGINEER, TANGEDCO,
PUDUKOTTAI ELECTRICITY DISTRIBUTION CIRCLE,
PUDUKOTTAI.

R3 IN WP.NO. 21059/2014
R4 IN W.P.NO.40299 OF 2015

THE SUPERINTENDING ENGINEER,
CHENNAI ELECTRICITY DISTRIBUTION CIRCLE/
NORTH TANGEDCO, 144, ANNA SALAI,
CHENNAI 600 002.

R4 IN WP. NO. 29577 & 29578/14, 29627/14,
30828/14, 33359 TO 33361/14, 33371/14, 807/15, 31081 & 31082/14,
17843/16, 21930/15, 9255 & 9256/15, 610/17, 34174/13, 34175/13,

19273 & 19274/16, 29168/15 & 3941/15
R6 IN W.P.NO.22369/15

THE SUPERINTENDING ENGINEER,
TANGEDCO, NAMAKKAL ELECTRICITY DISTRIBUTION CIRCLE/NORTH
NAMAKKAL. R3 IN WP.NO.28259/15

THE SUPERINTENDING ENGINEER,
TANGEDCO, KRISHNAGIRI ELECTRICITY DISTRIBUTION CIRCLE,
KRISHNAGIRI.
R4 IN W.P.NO. 29700/14
R3 IN WP.NO. 32466/16

THE ACCOUNTS OFFICER, TANGEDCO,
METTUR ELECTRICITY DISTRIBUTION CIRCLE,
METTUR DAM - 636 401.
.. R4 IN WP NO.35997/15
.. R5 IN WP NO.22369/15
THE CHAIRMAN,
TAMIL NADU ELECTRICITY BOARD,
NO.144, ANNASALAI, CHENNAI - 2.
.. R6 IN WP NO.35997/15,2288/16
.. R5 IN WP NO.40840/15
.. R7 IN WP NO.40299/15, 39591/15
.. R2 IN WP NO.34174/15 & 34175/13, 12631/14

THE SUPERINTENDING ENGINEER,
KANCHEEPURAM ELECTRICITY DISTRIBUTION
CIRCLE, TANGEDCO, KANCHEEPURAM.
.. R3 IN WP NO.37405/15
.. R4 IN WP NO.23926/16

THE ACCOUNTS OFFICER,
TANGEDCO, PUDUKOTTAI ELECTRICITY
DISTRIBUTION CIRCLE, PUDUKOTTAI. .. R5 IN WP NO.40299/15

THE ACCOUNTS OFFICER,
TANGEDCO, ERODE ELECTRICITY
DISTRIBUTION CIRCLE, ERODE.
.. R4 IN WP NO.2288/16, 30942/16
.. R3 IN WP NO.33460/13

M/S.TCP LIMITED,
TCP SAPTHAGIRI BHAVAN NO.4,
KARPAGAMBAL NAGAR, MYLAPORE,
CHENNAI - 600 004. .. R5 IN WP.NO. 33150/16
.. R7 IN WP NO.2288/16

THE SUPERINTENDING ENGINEER,
TANGEDCO, RAMANATHAPURAM ELECTRICITY
DISTRIBUTION CIRCLE, RAMANATHAPURAM. .. R3 IN WP NO.39591/15

THE SUPERINTENDING ENGINEER,
TANGEDCO, CUDDALORE ELECTRICITY
DISTRIBUTION CIRCLE, CUDDALORE.
.. R4 IN WP NO.39591/15, 33557/13

THE ACCOUNTS OFFICER,
TANGEDCO, CUDDALORE ELECTRICITY
DISTRIBUTION CIRCLE, CUDDALORE. .. R5 IN WP NO.39591/15
.. R3 IN WP NO.8148/15

M/S. SAI REGENCY POWER JUDICATURE
CORPORATION PVT.LTD.,
NO.3, 2ND FLOOR CROWN, COURT,
128, CATHEDRAL ROAD, CHENNAI - 600 086.
.. R8 IN WP NO.39591/15

THE SUPERINTENDING ENGINEER,
TANGEDCO LTD,, TIRUPPUR ELECTRICITY
DISTRIBUTION CIRCLE, TIRUPPUR. ... R3 IN WP NO.13870/16
.. R4 IN WP NO.33150/16

THE SUPERINTENDING ENGINEER,
TANGEDCO LTD., CHENNAI ELECTRICITY
DISTRIBUTION CIRCLE/NORTH TAMIL NADU,
ELECTRICITY BOARD, 144, ANNA SALAI,
CHENNAI - 600 002. .. R4 IN WP NO.19273 & 19274/16
.. R6 IN WP NO.22369/15

THE SUPERINTENDING ENGINEER,
DINDIGAL ELECTRICITY DISTRIBUTION CIRCLE,
TAMIL NADU, GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCI), DINDIGUL.
.. R4 IN WP NO.28256, 28257 & 28259/13

THE ACCOUNTS OFFICER,
TANGEDCO, KRISHNAGIRI ELECTRICITY
DISTRIBUTION CIRCLE,
KRISHNAGIRI. .. R4 IN WP NO.32466/16

THE SUPERINTENDING ENGINEER,
VIRUDHUNAGAR ELECTRICITY DISTRIBUTION CIRCLE,
TAMIL NADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO) .. R4 IN WP NO.28258/13,
.. R3 IN WP.NO. 6994/15
.. R5 IN WP.NO. 8148/15

THE SUPERINTENDING ENGINEER,
COIMBATORE METRO ELECTRICITY DISTRIBUTION CIRCLE,
TAMIL NADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO) .. R4 IN WP NO.31313/13
.. R3 IN WP.NO.38705/15

THE ACCOUNTS OFFICER,
TANGEDCO (ACCOUNTS BRANCH)
THOOTHUKUDI CIRCLE OFFICE,
THOOTHUKUDI. .. R3 IN WP NO.23409/14
.. R4 IN WP NO.8148/15

THE ACCOUNTS OFFICER,
TANGEDCO MADURAI ELECTRICITY
DISTRIBUTION CIRCLE, MADURAI.
.. R3 IN WP NO.7038/15

THE ACCOUNTS OFFICER,
TANGEDCO, SIVAGANGAI ELECTRICITY
DISTRIBUTION CIRCLE, SIVAGANGAI.
.. R6 IN WP NO.8148/15
.. R4 IN WP NO.926/17

THE SUPERINTENDING ENGINEER,
TANGEDCO PERAMBALUR ELECTRICITY
DISTRIBUTION CIRCLE, PERAMBALUR.
.. R3 IN WP NO.4131/16
.. R4 IN WP NO.22369/15

THE SUPERINTENDING ENGINEER,
TANGEDCO SIVAGANGAI ELECTRICITY
DISTRIBUTION CIRCLE, SIVAGANGAI.
.. R3 IN WP NO.926/17

THE SUPERINTENDING ENGINEER,
TANGEDCO TUTICURIN ELECTRICITY
DISTRIBUTION CIRCLE, TUTICURIN.
.. R4 IN WP NO.13870/16

THE ACCOUNTS OFFICER,
TANGEDCO TUTICURIN ELECTRICITY
DISTRIBUTION CIRCLE, TUTICURIN. .. R6 IN WP NO.13870/16

THE SUPERINTENDING ENGINEER,
TIRUNELVELI ELECTRICITY
DISTRIBUTION CIRCLE, TANGEDCO LTD.,
MAHARAJA NAGAR, TIRUNELVELI. .. R4 IN WP NO.22369/15

**THE ACCOUNTS OFFICER,
TANGEDCO, VIRUDUNAGAR ELECTRICITY
DISTRIBUTION CIRCLE, VIRUDUNAGAR.**

.. R3 IN WP NO.6994/15

.. R5 IN WP NO.8148/15

**THE ACCOUNTS OFFICER,
TANGEDCO, TIRUPPUR ELECTRICITY
DISTRIBUTION CIRCLE, TIRUPPUR.**

.. R3 IN WP NO.13870/18

COMMON PRAYER IN W.P.NO.5916 to 5918, 6709, 7350, 8379, 10571 to 10573, 17997 & 17998, 18568 to 18574, 18725 to 18731, 20318 to 20320, 20522 & 20523, 20901, 21057 to 21059, 29577 & 29578, 29627, 30828, 33359 to 33361, 33371 of 2014, 807 of 2015, 3041 of 2015, 29700 of 2014, 31081 & 31082 of 2014, 13514 of 2015, 29167 & 29168 of 2015, 28258 & 28259, 37403 to 37405 of 2015, 38704 to 38706, 40840 of 2015, 3380 to 3382 of 2016, 6036 of 2016, 15316 to 15318 of 2014, 2285 of 2016, 33150 of 2016, 19273 & 19274, 23926, 17843 of 2016, 21930 of 2015, 9255 & 9256 of 2015, 610 of 2017, 28256 to 28259 of 2013, 25833 of 2013, 31313, 26395 & 26396, 31728, 33557, 34174 & 34175 of 2013, 32466, 30942 of 2016, 23409 of 2014, 6994, 7038, 8148 of 2015, 926 of 2017, 13870 of 2016, 6909 of 2017, 22369 of 2015, 52 : Writ petitions filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorari calling for the records of the second respondent contained in impugned letter CFC/FC/DFC/AAO.HT/AS.3/REV/D.N.115/13 dated 29.07.2013 and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC

WP No.12631 of 2014

Calling for the records of the impugned Circular issued by the 3rd respondent in Lr.No.CFC/ FC/ DFC/AAO. HT/ AS.3/ REV/D.No.115/13, dated 29.7.2013 and quash the same and forbear the respondents 1 to 4 from in any manner levying, demanding and/ or collecting Demand Charges without applying Deemed Demand Concept as envisaged in Order No.2 dated 15.5.2006 issued by the 5th respondent from the petitioner for procuring energy from Open Access sources including CPP and third party sources

WP No.35997 of 2015

Calling for the records of the 2nd respondent contained in impugned letter CFC/FC/DFC/AAO.HT/AS.3/REV/D.N.115/12 dated 29.07.2013 and the consequent impugned demand bearing Ref No SEM/DFC/AO/R/AAO/HT/AS/F.D. Demand/D No 439/15 dated 15.10.2015 3rd respondent and the impugned CC bill dated 31.10.2015 issued by the 4th Respondent in So far as it relates to the demand for

refund of the amount of Rs. 80,82,084/- and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC

WP No.40299 of 2015:

Calling for the records of the 2nd respondent contained in impugned letter CFC/ FC/ DFC/AAO.HT/AS.3/REV/D.N.115/13 dated 29.07.2013 and the consequential demands, including the demand bearing Ref No SEM/ DFC/ AO/ R/ AAO/ HT/ AS/ F.D.Demand/D No 439/15 dated 15.10.2015 in respect of the 1st petitioners HT SC No.4, demand bearing reference SEM/DFC/ AO/ R/ AAO/HT/ AS/ F.D.Demand/D No 439/15 dated 15.10.2015 in respect of the 1st Petitioners HT Sc No.22 and demand bearing reference SEM/DFC/AO/R/AAO/HT/AS/F.D.Demand/D No 439/15 dated 15.10.2015 in respect of the 1st Petitioner HT Sc No.35 issued by 3rd respondent and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC and consequently direct the 1st and 2nd Petitioner on account of withdrawal of the deemed demand benefit, including a sum of Rs.3,29,012/- pertaining to the 2nd Petitioner's HT SC 99 between the period of October, 2015 and November, 2015 and a total sum of Rs.3,75,129/- pertaining to the 1st petitioner's HTSC Nos. 4,22 and 35 together with subsequent periods till the disposal of the Writ Petition and interest at such rate as may be decided.

WP No.2288 of 2016

Calling for the records of the 2nd respondent contained in impugned letter CFC/FC/ DFC/AAO.HT/AS.3/REV/D.N.115/13 dated 29.07.2013 and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act 2003 and the orders of the TNERC and consequently direct the 1st to 6th Respondents to refund the entire amount of Rs. 5,52,300/- that has so far accrued to the petitioner on account of withdrawal of the deemed benefit to the petitioner HT SC 397 between the period of November 2015 and January 2016 together with subsequent amounts for the subsequent periods till the disposal of the Writ Petition and interest.

WP No.39591 of 2015:

calling for the records of the 2nd respondent contained in impugned letter CFC/ FC/DFC/AAO. HT/ AS.3/ REV/D. N.115/ 13 dated 29.07.2013 and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act 2003 and the orders of the TNERC and consequently direct the 1st to 7th Respondents to refund the entire amount of Rs. 3,18,28,104/-

that has so far accrued to the petitioner on account of withdrawal of the deemed demand benefit to the petitioners HT SC 128 between the period of July 2013 and November 2015 together with subsequent amounts for the subsequent periods till the disposal of the writ petition and interest at such rate as may be decided by this Honourable Court

WP No.34174 of 2013 & WP.NO. 34175/13:

To call for the records relating to the impugned proceedings issued by the 3rd respondent in Lr. No.CFC/ FC/DFC/ AAO.HT/ AS.3/REV/ D.No.115/13 dated 29.7.2013 withdrawing the Deemed Demand Benefit unilaterally and quash the same as arbitrary, without authority of law and further direct the respondents to restore the Deemed Demand Banefit to the petitioner in H.T.S.C 1768.

WP No.32466 of 2016

Calling for the records of the 2nd respondent contained in impugned letter CFC/FC/ DFC/ AAO.HT/AS.3/REV/D.N.115/13 dated 29.07.2013, Memo No. CFC/REV/FC/REV/AS.3/ D.NO. 219/15, dated 14.09.2015 and the consequent demand notice of the 3rd respondent in Lr.No. SE/KEDC/DFC/AAO-HT/AS/RCS-HT/F.HT.SC.No. 28/D.No. dated 20.08.2016 and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003

WP No.30942 of 2016:

calling for the records of the 3rd respondent contained in impugned demand bearing Ref. No. Lr. No. SE/EEDC / ED/DFC/AO/REV / HT/A1/F. HT SC NO. 85/D 171/16 dt 11.3.2016 and the revised demand bearing Ref. No. Lr. No. A/cs. Br./SE / EEDC/HT / A1/F.HT.SC. NO.85/D.239/2016 dt 2.4.2016 and the impugned HT bill dt 29.3.2016 issued by the 4th respondent and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003 and consequently direct the 3rd and 4th respondents to refund the sum of Rs.90,22,798.50/- collected from the petitioner under threat of disconnection and pass such further or other orders.

WP No.31159 of 2013 & 31166 of 2013:

calling for the records of the 2nd respondent contained in impugned order Lr. No./ CFC/FC/DFC/AAO. HT/AS.3/REV/D.N.115/13 dt 29.7.2013 and all consequent proceedings, including the current consumption bills relating to the petitioners HT SC No.136 and quash the same as arbitrary and illegal, and

violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC and to direct the respondents herein to refund the amount paid under protest made by the petitioner pursuant to withdrawal of the deemed demand benefit

WP No.33460 of 2013

calling for the records of the 2nd respondent contained in impugned order Lr. No. CFC/FC/DFC/AAO.HT/AS.3/REV/D.N. 115/13 dt 29.7.2013 and all consequent demands, including the current consumption bills issued by the 3rd respondent dt 29.7.2013, 29.8.2013 and 29.9.2013 in which the deemed demand benefit extended to the petitioner has been withdrawn and quash the same as arbitrary and illegal, and violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC and to direct the respondents herein to refund all sums paid by the petitioner pursuant to withdrawal of the deemed demand benefit.

WP No.23409 of 2014

Calling for the records of the 2nd respondent contained in impugned order Lr.No./ CFC/ FC/DFC/ AAO. HT/AS.3/ REV/ D.N.115/12 dated 29.7.2013 and all consequent proceedings, including the current consumption bills that may be issued by the 3rd respondent to the petitioners HT SC No.167 and quash the same as arbitrary and illegal, and violative of the provisions of the Electricity Act, 2003 and the orders of the TNERC and to direct the respondents herein to refund the amount paid under protest made by the petitioner pursuant to withdrawal of the deemed demand benefit.

WP No.13870 of 2016

Calling for the records of the 2nd respondent contained in the impugned letter CFC/ FC/ DFC/ AAO.HT/ AS.3/ REV/ D.N. 115/13 dated 29.07.2013, Memo No. CFC/ REV/ FC/ REV/ AS.3/D. No. 219/15 dated 14.09.2015 issued by the 2nd respondent and the consequent impugned letter of the 3rd Respondent in Lr SE/ TEDC/ TPR/ DFC/ AAO/ HT/ F.BOAB/ HTSC.231/ D009 dated 18.03.2016 and quash the same as arbitrary, illegal and violative of the provisions of the Electricity Act, 2003 and consequently direct the 1st to 6th Respondents to refund the entire amount of Rs.3,19,21,105 that has so far accrued to the Petitioner on account of withdrawal of the deemed demand benefit to the Petitioners HT SC 231 and 2 between the period of July 2013 and February 2016 together with subsequent amounts for the subsequent periods till disposal of Writ Petition and interest at such rate as may be decided.

WP No.5916 to 5918 of 2014

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by Mr.S.K.Raameshwar
for R1, R2 & R4
No appearance for R3

WP.No. 6709 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 &, R4
No appearance for R3

WP.No. 7350 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 & R4
No appearance for R3

WP.No. 8379 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 &, R4
No appearance for R3

WP.No. 10571 to 10573 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 & R4
No appearance for R3

WP.No. 12631 of 2014

For Petitioner : Mr. S.Karunakar

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.P.Guna Raj R2 to R4
No appearance for R5
Mr.R.S.Selvam for R1

WP.No. 17997 & 17998 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 & R4
No appearance for R3

WP.No. 18568 to 18574 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar
Standing Counsel
for R1 to R3
No appearance for R4

WP.No. 18725 to 18731 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar

for R1 to R3
No appearance for R4

WP.No. 20318 to 20320 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel for R1 to R3
No appearance for R4

WP.No. 20522 & 20523 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel
for R1 to R3
No appearance for R4

WP.No. 20901 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1 to R3
No appearance for R4

WP.No. 21057 to 21059 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1 to R3
No appearance for R4

WP.No. 29577 & 29578 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.29627 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.30828 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel for R1, R2 & R4
No appearance for R3

WP.No.33359 to 33361 of 2014

For Petitioner : : Mr.AR.L.Sundaresan

Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.33371 of 2014

For Petitioner : : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.807 of 2015

For Petitioner : : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.3041 of 2015

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1, R2 & R4
No appearance for R3

WP.No.29700 of 2014

For Petitioner : Mr.AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.31081 & 31082 of 2014

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dilip Kumar
Standing counsel for R1, R2 & R4
No appearance for R3

WP.No.13514 of 2015

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing counsel for R1 to R3
No appearance for R4

WP.No.29167 & 29168 of 2015

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing counsel for R1 to R3
No appearance for R4

WP.No.28258 & 28259 of 2015

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel

for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing counsel for R1 to R3
No appearance for R4

WP.No.35997 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar for R1 to R4 & R6
No appearance for R5

WP.No.37403 to 37405 of 2015

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1 to R3
No appearance for R4

WP.No.38704 to 38706 of 2015

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1 to R3
No appearance for R4

WP.No.40299 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General

Asst.by
Mr.P.GunaRaj for R1 to R5 & R7
Mr.Abdul Saleem for R6

WP.No.40840 of 2015

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2,
R4 & R5
No appearance for R3

WP.No.2288 of 2016

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel for R1 to R4 & R6

WP.No.3380 to 3382 of 2016

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1 to R3
No appearance for R4

WP.No.6036 of 2016

For Petitioner : Mr. K.Seshadri

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2 & R4
No appearance for R3

WP.No.15316 to 15318 of 2014

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2, R4
No appearance for R3

WP.No.39591 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.M.Varun Kumar for R1 to R5 & R7
Mr.Abdul Saleem for R6
No appearance for R8

WP.No.2285 of 2016

For Petitioner : Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel
for R1, R2 & R4
No appearance for R3

WP.No.33150 of 2016

For Petitioner : Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.19273 & 19274 of 2016

For Petitioner : Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by

Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.23926 of 2016

For Petitioner : Mr.K.Seshadri
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1, R2 & R4
No appearance for R3

WP.No.17843 of 2016

For Petitioner : Mr.K.Seshadri
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.21930 of 2015

For Petitioner : Mr.K.Seshadri
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.9255 & 9256 of 2015

For Petitioner : Mr.K.Seshadri
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.610 of 2017

For Petitioner : Mr. Mr.K.Seshadri

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.R.Dhilip Kumar
for R1, R2 & R4
No appearance for R3

WP.No.28256 to 28259 of 2013

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar, AAG
Asst.By
Mr.S.K.Raameshwar for R1, R2, & R4
Mr.Vijaya Mahanath for R3

WP.No.25833 of 2013

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.M.Varun Kumar
Standing Counsel for R1 & R2
No appearance for R3

WP.No.31159 of 2013

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.M.Varun Kumar
Standing Counsel for R1 & R2
No appearance for R3

WP.No.31166 & 33460 of 2013

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General

Asst.by
Mr.S.K.Raamashwar
for R1 & R2 - W.P.No.31166 of 2013
for R1 to R3 - W.P.No.33460 of 2013
No appearance for R3 -
W.P.No.31166 of 2013
No appearance for R4
- W.P.No.33460 of 2013

WP.No.31313 of 2013

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel for
Mr.R.S.Pandiyaraj
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raamashwar
for R1, R2 & R4
No appearance for R3

WP.No.26395 & 26396 of 2013

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel for
Mr.R.S.Pandiyaraj
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raamashwar
for R1, R2 & R4
No appearance for R3

WP.No.31728 of 2013

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel for
Mr.R.S.Pandiyaraj
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1, R2 & R4
No appearance for R3

WP.No.33557 of 2013

For Petitioner : Mr. AR.L.Sundaresan
Senior Counsel for
Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1, R2 & R4
No appearance for R3

WP.No.34174 & 34175 of 2013

For Petitioner : Mr.K.Jayachandran
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R2 to R4
No appearance for R1

WP.No.32466 of 2016

For Petitioner : Mr.Rahul Balaji
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.M.Varun Kumar
for R1 to R4

WP.No.30942 of 2016

For Petitioner : Mr.Rahul Balaji
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
for R1 to R4

WP.No.23409 of 2014

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.Gunaraj
for R1 to R3
No appearance for R4

WP.No.6994 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.Gunaraj
for R1 to R3
No appearance for R4

WP.No.7038 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.Gunaraj
for R1 to R3
No appearance for R4

WP.No.8148 of 2015

For Petitioner : Mr.Satish Parasaran
Senior Counsel for
Mr.R.Parthasarathy

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.GunaRaj for R1 to R6
No appearance for R7

WP.No.926 of 2017

For Petitioner : Mr.Rahul Balaji

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.Dilip Kumar
for R1 to R4
No appearance for R5

WP.No.13870 of 2016

For Petitioner : Mr.Rahul Balaji

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.Raameshwar
Standing Counsel for R1 to R7

WP.No.6909 of 2017

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
standing counsel for R1 to R4

WP.No.4131 of 2016

For Petitioner : Mr. Vijayan
for M/s.King & Patridge
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing Counsel for R1 to R3
No appearance for R4

WP.No.22369 of 2015

For Petitioner : Mr.K.Harishankar
For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.P.Guna Raj
for R1 to R6
Mr.Abdul Saleem for R7

WP.No.52 of 2016

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel
for Mr.R.S.Pandiyaraj

For Respondents : Mr.C.Mani Shankar
Additional Advocate General
Asst.by
Mr.S.K.Raameshwar
Standing counsel for R1 to R3
No appearance for R4

COMMON ORDER

The order of cancellation of the benefit of Deemed Demand Charges issued by the second respondent in proceedings dated 29.07.2013 is sought to be quashed in all these batch of writ petitions.

2. The writ petitioners are the High Tension Electricity Consumers and they are purchasing the electricity power from the third parties for generating power and adjusting the same for the benefit of petitioners establishments.

3. In this regard certain terms and agreements were agreed upon between the parties by way of adjudicative process before the Tamil Nadu Electricity Regulatory Commission.

4. The learned senior counsel appearing on behalf of the writ petitioner contented that the unilateral withdrawal of concession granted to the writ petitioners are arbitrary and unsustainable in view of the order dated 15.05.2006 in petition No.TP 1/05 by the Tamil Nadu Electricity Regulatory Commission. It is contended that the adjudicative process had been conducted statements, objections and suggestions were received from all stakeholders and thereafter a decision was taken by the Tamil Nadu Electricity Regulatory Commission, Chennai in petition No.T.P.1/2005 and an order was passed in order No.2 dated 15.05.2006. The preamble of the order stipulates as follows:-

Sub-section (2) of Section 42 of the Electricity Act, 2003, stipulates that the State Commission shall introduce open access in such phases and subject to such conditions as may be specified, within one year of the appointed date. Accordingly, the Commission has notified the Tamil Nadu Electricity Regulatory Commission - Intra State Open Access Regulations 2005 in the Tamil Nadu Government Gazette dated the 3rd August, 2005 so as to introduce open access in Tamil Nadu. As per Regulation 9 of the aforesaid Regulations, various charges payable to State Transmission Utility / Transmission Licensee and Distribution Licensee by an open access customer have to be determined by the Commission. As directed by the Commission, the TNEB filed a petition for determination of the above charges on 26.09.2005 and the Petition was registered and numbered as T.P. 1 of 2005.

In exercise of the powers conferred by section 42 of the Electricity Act, 2003 (Act 36 of 2003) and all other powers enabling it in this behalf, the Tamil Nadu Electricity Regulatory Commission (TNERC) after having considered the written objections, consulted the members of the State Advisory Committee, heard the issues raised by the stakeholders in a public hearing, the reply of the Tamil Nadu Electricity Board, the applicant herein, and having considered the relevant documents available on record, passes this order, fixing the

transmission charges, wheeling charges and other charges specified under the aforesaid Open Access Regulations and payable by an open access customer.

Sd.....

B.Jeyaraman
Member

Sd.....

S.Thangarathnam
Member

Sd.....

A.Balraj
Chairman

5. The learned senior counsel relied on the preamble of the said order, which states that the Regulatory Commission considered the written objections, consulted the members of the State Advisory Committee, heard the issues raised by the stakeholders by way of public hearing and the reply from the Tamil Nadu Electricity Board and considered all the issues. Pursuant to the said order dated 15.05.2006 the applicability of Deemed Demand Charges has been stipulated and in respect of Deemed Demand Charges it is stated that the transmission losses in each voltage play a vital role in deciding the deemed demand. The loss levels at each voltage are given above. The loss factor depends on the voltage at which the power is injected and the voltage at which the open access user draws. Since various combinations are possible, a simple methodology is adopted to approximate the loss factor under various scenarios. Even though the power, in an interconnected grid, flows by displacement and does not actually traverse the whole distance from point of injection to the point of travel, the accepted principle, in general is, that the loss estimation shall be based on the theoretical route of flow. For example, even though the generated power is injected by a generator at 11 K V and is also drawn at the same voltage of 11 KV at a distant place, the power is supposed to have been transformed through the higher voltages of 33, 110, 230 KV etc., again transformed into the lower levels and reach the point of drawal. To emulate such scenarios it is assumed that the said power, flows in an upward and downward direction as indicated below, through various transformation levels and undergoes 50% of the loss, in each direction, in that level. The percentage of deemed demand supplied by the licensee for typical cases of injection and drawal and based on the loss factors and also considered by the Regulatory Commission. Considering the technical aspects the Regulatory Commission passed an order in respect of billing of monthly consumption which is segregated into two parts as under.

- (i) Quantum of energy supplied by the generator at open access user end and;
- (ii) Quantum of energy supplied by Distribution licensee to open access user.

The demand charges in a billing month are to be arrived at

as detailed below;

(a) The maximum demand recorded in a month shall be segregated into demand supplied by the generator and the demand supplied by the licensee taking into account the actual energy consumed in units, the actual energy in units supplied by the generator and average power factor maintained at the consumption point in the billing month.

(b) The demand charges payable by the open access customer will be calculated as below:

Case 1:

Injection Voltage 110 kV
Drawal Voltage 33 kV
Percentage of deemed demand as per the table = 41.28
Sanction Demand 1000 Kva
Recorded Demand 855 Kva
Units consumed 650000 units
Power factor 0.95

Units supplied by generator (at consumption point) : 500000 units
Demand supplied by generator = $500000/720 \times 0.95 = 659.72$ Kva
Demand supplied by the licensee = $855 - 659.72 = 195.28$ Kva
Billable demand-supplied by licensee = $900 - 659.72 = 240.28$
(at 90% of the sanctioned demand)
Demand charges payable = $(659.72 \times 0.4128 \times 300) + (240.28 \times 300)$
= $81699.72 + 72084 = 153783.72$

Case 2:

Injection Voltage 230kV
Drawal Voltage 22/11 kV
Percentage of deemed demand as per the table above = 40.04
Sanction Demand 1000 Kva
Recorded Demand 950 Kva
Units consumed 700000 units
Power factor 0.92

Units supplied by generator (at consumption point) : 700000 units
Demand supplied by generator = $700000/720 \times 0.92 = 894.44$ Kva
Demand supplied by the licensee = $950 - 894.44 = 55.56$ Kva
Billable demand-supplied by licensee = $950 - 894.44 = 55.56$ Kva
Demand charges payable = $(894.44 \times 0.4004 \times 300) + (55.56 \times 300)$

=
107440.13 + 16668 = 124108.13

6. Importantly in paragraph No.5.24.2 the order passed by the Regulatory Commission itself categorically states that all the orders will take effect from the date of this order and till such time the charges are revised. Further revision shall normally be along with the regular tariff petition by the licensee. The licensee may also approach the Commission for revision of these charges by filing a distinct revision petition without linkage to the regular tariff revision. Further the commission reserves the right to initiate suo-motu procedure for revision of the charges. Thus it is made clear that the licensee has got right to approach the Commission for revision of these charges by filing a distinct revision petition. The commission also shall initiate suo-motu procedure for revision of the charges. Thus both the licensee as well as the Commission are empowered to re-open the concession granted in respect of Deemed Demand charges. It is further made clear that re-opening of the concession of Deemed Demand Charges is payable either by way of revision petition by the licensee or by way of suo-motu revision by the Regulatory Commission. Thus the authorities of the board has no authority to cancel the concession granted unilaterally without reference to the order passed by the Regulatory Commission by invoking clause 5.24.2 of the order dated 15.05.2006 in petition No.T.P.1 of 2005.

7. The learned senior counsel is of the opinion that the Regulatory Commission has not passed any such order withdrawing the concession granted in respect of Deemed Demand Charges to the open access consumers/fossil fuel based generators. In the absence of any such order by the Regulatory Commission, it is not open to the authorities of the electricity board to cancel the concession unilaterally by passing the impugned order.

8. The learned Additional Advocate General appearing on behalf of the respondents 1, 2 & 4 opposed the contentions of the learned counsels appearing for the writ petitioners by stating that grant of Deemed Demand Charges is a concession extended by the Commission at the instance of the board. Such a concession was agreed to be granted by the board on certain terms and conditions. The concession was extended undoubtedly for many years, however on account of certain financial implications the board has decided to withdraw the concession of the Deemed Demand Charges and the competent authorities are empowered to do so. In view of the fact that in the subsequent order passed by the Regulatory Commission, the concession of Deemed Demand Charges were omitted. The omission of extending the concession of Deemed Demand Charges will provide an implied power to the authorities competent of the Electricity board to cancel the concession of the Deemed Demand Charges granted to open access consumer/fossil fuel based generators. Thus there is no irregularity or infirmity in respect of the impugned circular

passed in this regard. It is further contended that the benefit extended is being a concession can never be claimed as a right by the writ petitioners. The concession is granted considering various other factors by the commission in the year 2012. On account of the changed circumstances the board by way of an order dated 30.03.2012 in order No.2/2012 the concept of grant of Deemed Demand Charges were dispensed with. However the learned Additional Advocate General admitted the fact that there is no specific clause withdrawing the concession or to dispense with the concession granted earlier. However such an order for withdrawal of concession was passed with reference to the wind mill energy case. However in respect of the open access customers/fossil fuel based generators no such order was passed by the Tamil Nadu Electricity Regulatory Commission. This being the factum of the case there is no irregularity or illegality in respect of the cancellation of concession of Deemed Demand Charges granted earlier to this writ petitioners. The learned Additional Advocate General further contended that in respect of Wind Mill Generators and bio-gas power generators the said concession has been withdrawn and the Regulatory Commission had passed orders to that effect. When such being the factum of the case the mere omission shall not be construed as an extension of the concession granted in all other cases. The concession has been withdrawn and the same cannot be continued in respect of the writ petitioners alone, who are all coming under the category of open access customers/fossil fuel based generators. Thus the writ petitions are liable to be rejected.

9. Considering the arguments advanced on both sides, this Court is of the opinion that admittedly the concession of Deemed Demand Charges were granted to all these writ petitioners by way of an order by the Tamil Nadu Electricity Regulatory Commission in T.P.1 of 2005 dated 15.05.2006. The preamble of the order categorically enumerates that an adjudicative process had been conducted and written objections, suggestions, consulted the members of the State Advisory Committee, heard the issues raised by the stakeholders by way of public hearing and were obtained before passing an order. This Court is of the opinion that such a process ought to have been conducted before withdrawing the concession granted to these writ petitioners. Concept of implied withdrawal can never be accepted. In view of the fact that through an agreement the concession was granted and it is contractual in nature. The petitioners are generating electricity power and keeping the same for their own usage. The service of the electricity board is also utilised by these petitioners for transmitting the electricity power. Thus the services ought to be compensated by the writ petitioners undoubtedly all these conditions were considered by providing opportunity to all the parties and a decision was taken by the Tamil Nadu Electricity Regulatory Commission. Such being the

factum, while withdrawing the concession it is necessary on the part of the electricity board to approach the Electricity Regulatory Commission by filing a proper application or with a request to initiate suo-motu revision under clause 5.24.2 of the said order dated 15.05.2006 in respect of the open access customers/fossil fuel based generators. In respect of all other categories the Regulatory Commission had already passed orders withdrawing the concession of Deemed Demand Charges. Thus it is made clear that the electricity board has to approach the Tamil Nadu Electricity Regulatory Commission for the purpose of revision of all such concessions granted to this category.

10. This Court is of the considered opinion that when certain concession are granted for a class/group of people by way of adjudicative process, the said concession can be withdrawn only by following the procedure. In the event of unilateral cancellation of such concession, certainly rights of the persons, who enjoyed the concession will be prejudiced. Even such a consultation process has been stipulated in the order passed by the Electricity Regulatory Commission dated 15.05.2006 in clause 5.24.2 which contemplates that the licensee may also approach the Commission for revision of these charges by filing a distinct revision petition without linkage to the regular tariff revision. Further the commission reserves the right to initiate suo-motu procedure for revision of the charges. When such a power has been provided under the very order, there is no impediment to the Regulatory Commission to initiate suo-motu revision to re-open the case of open access consumers/fossil fuel based generators. Electricity board is also competent to submit an application for revision of the charges before the Regulatory Commission.

11. On a perusal of the entire records it is made clear that no adjudicative process had been conducted before issuing the impugned order by the Tamil Nadu Regulatory Commission in respect of the category of open access consumers/fossil fuel based generators. When the concession is extended to this category withdrawal of the same must be done by providing an opportunity to the persons who are benefited from and out of the concession. Admittedly no such opportunity was provided to the writ petitioners before issuing impugned circular by the respondents. An opportunity to be provided is for the purpose of submitting the objections in respect of cancellation of such concession. Thus it is made clear that as per clause 5.24.2 the Electricity Board is at liberty to approach the Regulatory Commission if so advised.

12. The learned Additional Advocate General with reference to the counter affidavit filed by the third respondent Tamil Nadu Electricity Regulatory Commission contended that the

concept of Deemed Demand benefit was introduced in Order No.3 of 2006 by the Commission. Though there was no regulation governing the said subject, it was introduced solely with a view to extend a concession to generators as the introduction of open access was in the initial stage. The deemed demand is a fiction, which was evolved to promote open access in the formative stages and rightly Commission has reviewed its own decision in the subsequent statutory order to dispense with the same. The concept of demand charges has found statutory sanction in the Electricity Act, 2003 which provides for recovery of fixed charges but the same is not the case in respect of deemed Demand charges which does not have statutory sanction. At best, the facility so far enjoyed can be termed to be a concessional one to promote open access in the initial stages and any move to make such concessions to the generators a permanent affair would amount to unfair enrichment at the cost of the licensee/other consumers. Further, the demand charges being a component of tariff, the Commission has the power to revisit the same and revise subsequently as circumstances warrant.

13. Further it is contended in paragraph No.11 of the counter affidavit which reads as under.

11. The respondent Commission withdrew the Deemed Demand concept in respect of Wind Energy Generators, Biomass generators, Bagasse Based Co-generators in Orders No 6, 7 and 8 dated 31.07.2012. The following observations of the Commission in clause 8.2.5.3(b) (ii) of the Order No.8 of 2012 are re-produced for better appreciation of the facts of the case.

"ii) Demand charges

Demand charges are governed by the provisions of Supply Code, Distribution Code and the applicable Tariff Order issued by the Commission from time to time. Sections 9 and 42 of the Electricity Act, 2003, enables consumption of electricity from the captive generating plant. Proviso to Section 42 envisages that surcharge shall not be leviable in case open access is provided to a person who has established captive generation plant for carrying the electricity to the destination of his own use. This is also reflected in the note to Regulation 9 (2) which is reproduced below:-

"Provided that such surcharge shall not be levied in case transmission access is provided to a person who has established a captive generation plant for carrying the

electricity to the destination of his own use."

In the Tariff Order issued by the Commission in 2006 and 2009 the concept of deemed demand was introduced with a view to reduce the demand charges. This is opposed by the TANGEDCO as they are unable to recover the full demand charges relating to providing all the infrastructure facilities as well as typing up of the generation capacity. This matter was examined in detail. The Commission observes that

a) When the captive power plant is not generating power, the licensee is obliged to provide power supply to the consumer. During this period no wheeling charge is recoverable as the captive generator is not injecting any power. The fixed charges payable to other generating stations or procurement of power from the market to meet such contingency will devolve on the licensee.

b) If the captive generator is generating throughout the year, he could always reduce the sanctioned demand and control his demand charges for the supply to be made only by the licensee.

c) Since the open access regulation cast a duty on the licensee to provide electricity to all open access customers, whether captive or otherwise, in case of non-generation by such generator, the fixed charge is getting shifted to the licensee.

d) Keeping in view the above, the Commission decides to withdraw the deemed demand concept followed so far. The Commission also observes that such deemed demand concept is not prevalent in many other states in India."

14. With reference to the submissions made by the respective learned counsels appearing on behalf of the parties to the lis on hand, this Court is of the opinion that the power to revisit the entire concession of Deemed Demand Charges is granted to the Tamil Nadu Electricity Regulatory Commission. The Commission is empowered to revise the order even by initiating suo-motu revision. The power of suo-motu revision has been contemplated in the order dated 15.05.2006 itself. Thus there is no impediment for the commission to initiate suo-motu revision for the purpose of revisiting the entire concession and to revise the same if necessary. The grievance of the writ petitioner is that such a suo-motu power had not been exercised

by the Regulatory Commission nor the Commission had undertaken the process of adjudication by providing an opportunity to the stakeholders. Without undertaking any such process the unilateral decision has been taken by the respondent Electricity Board for the withdrawal of the concession granted earlier. In the absence of a specific order by the Regulatory Commission in this regard, the power of the Commission to revise the concession of Deemed Charges cannot be usurped by the authorities of the Electricity Board. Thus the impugned order is one where the respondents are not following the procedures contemplated nor the Commission exercised the suo-motu power of revision.

15. It is contended by the learned Additional Advocate General that the petitioners are attempting to take undue advantage of the omission made by the authorities in the impugned order. However, this Court cannot consider the same in view of the fact that the powers conferred on the Regulatory Commission had not been exercised admittedly by the respondents. Procedures to be followed also had not been adhered. Thus the very submission made that the omission on the part of the respondent is taken as an advantage by the writ petitioners deserves no merit. This apart this Court cannot draw an inference from and out of such omission made by the Electricity Board or by the Regulatory Commission. There cannot be any implied withdrawal of concession, which is permissible. The concession already granted and in force for long years can be withdrawn or taken away only by following the procedures contemplated and therefore the unilateral decision of the respondent Board can never be appreciated by this Court.

16. Paragraph No. 11 of the counter affidavit filed by the respondents enumerates that the Regulatory Commission had withdrawn the Deemed Demand Charges concept in respect of the Wind Energy Generators, Biomass generators, Bagasse Based Co-generators in Orders No.6, 7 & 8 dated 31.07.2012. However, the open category of the writ petitioners namely open access consumer/fossil fuel based generators has not been stated in the counter affidavit. Thus the reason for non-inclusion is not known to this Court. This Court cannot draw any factual inference in respect of the withdrawal of the concession granted to all other categories but it should be applied to the writ petitioners also who belongs to a different category. Such an inference is not only improbable, which cannot be made, in view of the fact that specific clause is available in the order of the Regulatory Commission dated 15.05.2006 for initiation of revision procedures even suo-motu. Thus it is made clear that the respondents in the event of passing an appropriate orders by following the procedures contemplated cannot withdraw or cancel the benefit of Deemed Demand Charges already extended to these

writ petitioners. The said concession can be cancelled by invoking the power by Electricity Regulatory Commission. Accordingly these writ petitions are to be considered.

17. The learned counsel appearing for the writ petitioners has stated that such an adjudicative process in compliance with the principles of natural justice has been contemplated in the Tamil Nadu Electricity Regulatory Commission conduct of business regulations 2004 clause 16 1 & 2 reads as under :-

16 (1) The Commission may initiate any proceedings suo motu or on a petition filed by any affected or interested person.

(2) When the Commission initiates the proceedings, it shall be by a due notice issued by the Commission. The Commission may give such orders and directions as may be deemed necessary, for serving of notices to the affected parties; for the filing of replies and rejoinders against or in support of the petition in such form as the Commission may direct. The Commission may, if it considers appropriate, issue orders for publication of the petition inviting comments from the public or any class of persons on the issue involved in the proceedings in such form as the Commission may direct.

18. In view of the discussions made in the afore mentioned paragraphs, this Court is of the opinion that the Regulatory Commission has to under take the process of revision either suo-motu or through an application if any filed before the commission and conduct the adjudicative process by issuing notice to all the stakeholders and after hearing the parties aggrieved, decision shall be taken on merits and in accordance with law. The compliance of principles of natural justice has been contemplated in the business regulations, as stated supra. Thus Electricity Regulatory Commission is bound by that and they have to follow the procedures and thereafter take a decision and pass orders on merits and in accordance with law in respect of the withdrawal of the concession of the Deemed Demand Charges in respect of the writ petitioners. However, it is made clear that the observations made in this judgment will not affect the independent adjudication if any undertaken by the Electricity Regulatory Commission in accordance with the procedures contemplated. The Electricity Regulatory Commission is at liberty to decide the merits and de-merits independently and pass orders without causing undue delay in view of the fact that the concession has been already cancelled in respect of other categories. Accordingly the impugned order passed by the second respondent in letter No.CFC/FC/DFC/AAO.HT/AS.3/REV/D.N.115/13

dated 29.07.2013 is quashed and these writ petitions are allowed. No costs. Consequently connected miscellaneous petitions are also closed.

Sd/-
Assistant Registrar (CS-VIII)
Dated: 09/01/2019

***Corrected Order to be
Issued
Sd/- Sub Assistant Registrar
Dated: 25/02/2019**

//True Copy//

Sub Assistant Registrar

dpq

TO

1. THE TAMILNADU GENERATION AND DISTRIBUTION CORPORATION LTD., (TANGEDCO),
144, ANNA SALAI, CHENNAI-2
2. THE CHIEF FINANCIAL CONTROLLER,
REVENUE TANGEDCO (ACCOUNTS BRANCH),
144, ANNA SALAI, CHENNAI - 2.
3. THE SECRETARY,
TAMILNADU ELECTRICITY REGULATORY COMMISSION,
NO. 91A, RUKMINI LAKSHMIPATHY SALAI,
EGMORE, CHENNAI - 08.
4. THE SUPERINTENDING ENGINEER,
SALEM ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO),
SALEM.
5. THE SUPERINTENDING ENGINEER,
COIMBATORE ELECTRICITY DISTRIBUTION CIRCLE,
NORTH TAMIL NADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO),
COIMBATORE.
6. THE SUPERINTENDING ENGINEER,
UDUMALPET ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO),
UDUMALPET.

7. THE SUPERINTENDING ENGINEER,
ERODE ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO). ERODE.
8. THE SUPERINTENDING ENGINEER,
METTUR ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO), METTUR.
9. THE SUPERINTENDING ENGINEER,
GOBI ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO), GOBICHETTIPALAYAM.
10. THE SECRETARY TO GOVERNMENT,
STATE OF TAMILNADU,
ENERGY DEPARTMENT, FORT. ST. GEORGE,
CHENNAI-9.
11. THE CHAIRMAN AND MANAGING DIRECTOR
TAMILNADU GENERATION AND DISTRIBUTION CORPORATION
LTD., (TANGEDCO), 144, ANNA SALAI, CHENNAI-2.
12. THE SUPERINTENDING ENGINEER,
CHENGALPATTU ELECTRICITY DISTRIBUTION CIRCLE,
TAMILNADU GENERATION AND DISTRIBUTION
CORPORATION LTD., (TANGEDCO), CHENGALPATTU.
13. THE SUPERINTENDING ENGINEER (TANGEDCO),
SIVAGASI ELECTRICITY DISTRIBUTION CIRCLE,
SIVAGASI.
14. THE SUPERINTENDING ENGINEER,
TANGEDCO, NAMAKKAL ELECTRICITY
DISTRIBUTION CIRCLE,
NAMAKKAL.
15. THE SUPERINTENDING ENGINEER,
TANGEDCO PUDUKOTTAI ELECTRICITY
DISTRIBUTION CIRCLE, PUDUKKOTTAI.
16. THE SUPERINTENDING ENGINEER,
CHENNAI ELECTRICITY
DISTRIBUTION CIRCLE/
NORTH TANGEDCO, 144, ANNA SALAI, CHENNAI 600 002.
17. THE SUPERINTENDING ENGINEER,
TANGEDCO, KRISHNAGIRI ELECTRICITY DISTRIBUTION CIRCLE,
KRISHNAGIRI.

18. THE SUPERINTENDING ENGINEER,
TANGEDCO, KANCHIPURAM ELECTRICITY DISTRIBUTION
CIRCLE, KANCHIPURAM.
19. THE ACCOUNTS OFFICER,
TANGEDCO, PUDUKOTTAI,
ELECTRICITY DISTRIBUTION CIRCLE,
PUDUKOTTAI.
20. THE SUPERINTENDING ENGINEER,
TANGEDCO, RAMANATHAPURAM,
ELECTRICITY DISTRIBUTION CIRCLE,
RAMANATHAPURAM.
21. THE SUPERINTENDING ENGINEER,
TANGEDCO, CUDDALORE ELECTRICITY
DISTRIBUTION CIRCLE,
CUDDALORE.
22. THE SUPERINTENDING ENGINEER,
TANGEDCO, TIRUPPUR, ELECTRICITY
DISTRIBUTION CIRCLE,
TIRUPPUR - 641 664.
23. THE SUPERINTENDING ENGINEER,
TANGEDCO, DINDIGUL ELECTRICITY
DISTRIBUTION CIRCLE,
DINDIGUL.
24. THE SUPERINTENDING ENGINEER,
VIRUDHUNAGAR ELECTRICITY
DISTRIBUTION,
CIRCLE, TANGEDCO, VIRUDHUNAGAR.
25. THE ACCOUNTS OFFICER,
TANGEDCO/ERODE CIRCLE OFFICE,
ERODE.
26. THE ACCOUNTS OFFICER,
TANGEDCO (ACCOUNTS BRANCH),
THOOTHUKUDI CIRCLE OFFICE,
THOOTHUKUDI.
27. THE ACCOUNTS OFFICER,
TANGEDCO, VIRUDHUNAGAR
ELECTRICITY DISTRIBUTION
CIRCLE, VIRUDHUNAGAR.

28. THE ACCOUNTS OFFICER,
TANGEDCO, MADURAI
ELECTRICITY DISTRIBUTION,
CIRCLE, MADURAI.
29. THE ACCOUNTS OFFICER,
TANGEDCO, CUDDALORE
ELECTRICITY DISTRIBUTION CIRCLE,
CUDDALORE.
30. THE ACCOUNTS OFFICER,
SIVAGANGAI ELECTRICITY
DISTRIBUTION CIRCLE,
SIVAGANGAI.
31. THE SUPERINTENDING ENGINEER,
PERAMBALUR ELECTRICITY
DISTRIBUTION CIRCLE, PERAMBALUR.
32. THE SUPERINTENDING ENGINEER,
THIRUNELVELI ELECTRICITY
DISTRIBUTION CIRCLE,
TANGEDCO LTD., MAHARAJA NAGAR,
THIRUNELVELI.
33. THE SUPERINTENDING ENGINEER,
THOOTHUKUDI DISTRIBUTION CIRCLE,
TANGEDCO, THOOTHUKUDI.
34. THE ACCOUNTS OFFICER,
THOOTHUKUDI DISTRIBUTION CIRCLE,
TANGEDCO, THOOTHUKUDI.
35. THE ACCOUNTS OFFICER,
METTUR DISTRIBUTION CIRCLE,
TANGEDCO, METTUR.
36. THE ACCOUNTS OFFICER,
PUDUKOTTAI DISTRIBUTION CIRCLE,
TANGEDCO, PUDUKOTTAI.
37. THE ACCOUNTS OFFICER,
TIRUPPUR DISTRIBUTION CIRCLE,
TANGEDCO, TIRUPPUR.
38. THE SUPERINTENDING ENGINEER,
COIMBATORE ELECTRICITY DISTRIBUTION CIRCLE/SOUTH
(TANGEDCO) COIMBATORE.

39. THE ACCOUNTS OFFICER,
TANGEDCO KRISHNAGIRI ELECTRICITY DISTRIBUTION CIRCLE,
KRISHNAGIRI.

+2cc to Mr. K.Harishankar, Advocate, S.R.No. 64015
+1cc to Mr. King & Patridge, Advocate, S.R.No. 64394
+3cc to Mr. K.Seshadri, Advocate, S.R.No. 64112 to 64114
+3cc to Mr. R.S.Pandiyaraj, Advocate, S.R.No. 64526
+1cc to Mr. M.Varun Kumar, Advocate, S.R.No. 64409
+2cc to Mr. P.R.Dhilip Kumar, Advocate, S.R.No. 64281
+1cc to Mr. S.K.Rameshuwar, Advocate, S.R.No. 64032

W.P.Nos.5916 to 5918 of 2014 etc.,Batch

GN(14/12/2018)
Compared by (N.J.K) S.A.R (02/01/2018)
GN(25/02/2019)



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