

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.05.2018

CORAM

THE HON'BLE MR. JUSTICE M.DHANDAPANI

W.P.No.12410 of 2018

Lucky Yarn Tex India (P) Ltd.,
HTSC No.332,
S.F.No.35.2 Anangur Road, Nettavelampalayam
Tiruchengode - 637304
Namakkal
Rep. by its Authorized Signatory G.Kannan

.... Petitioner

vs.

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

2.The Superintending Engineer,
Mettur Electricity Distribution Circle,
TANGEDCO,
Mettur Dam Post - 636401

.... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of Mandamus directing the 2nd respondent to permit the petitioner to pay the Additional Security Deposit of Rs.36,67,425/- alone in 6 equal monthly installments along with the regular current consumption charges.

For Petitioner : Mr.R.S.Pandiyaraj

For Respondents : Mr.S.K.Rameshuwar

O R D E R

The petitioner has filed this Writ Petition seeking issuance of Writ of Mandamus directing the 2nd respondent to permit the petitioner to pay the Additional Security Deposit of Rs.36,67,425/- alone in 6 equal monthly installments along with the regular current consumption charges.

2. The counsel for the petitioner has brought to the notice of the Court, an earlier order passed by this Court in W.P.No.11500 of 2017, in which, the learned Single Judge has followed the decision of the Division Bench 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). Since the issue involved in this case is identical to the one involved in the aforesaid case, this Court is inclined to grant similar relief to the petitioner herein.

3. Accordingly, this Writ Petition is allowed and the petitioner is directed to pay the additional security deposit in six equal monthly installments commencing from 1st June, 2018 and shall pay the installments on or before 10th of every succeeding English Calendar month.

Sd/-
Assistant Registrar(V.O)

//True Copy//

Sub Assistant Registrar

dsa
To

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

2.The Superintending Engineer,
Mettur Electricity Distribution Circle,
TANGEDCO,
Mettur Dam Post - 636401

+1cc to Mr.R.S.Pandiyaraj, Advocate, S.R.No.33676

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srg 17/05/2018