

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.01.2019

C O R A M

THE HONOURABLE Mr. JUSTICE S.M.SUBRAMANIAM

Writ Petition No. 48168 of 2006
and
M.P. No. 1 of 2006

Royal Chlorates Private Limited
Rep by its Director
A.Xavier Jayapaul
S.F.No.12/3-A, Pasuvanthanai Village
Ottaipuram, Tuticorin District. ... Petitioner

Vs.

1.Tamil Nadu Electricity Board
Rep by its Chairman
No.800, Anna Salai, Chennai - 600 002.
2.The Superintending Engineer
Tuticorin Electricity Distribution Circle
Tamil Nadu Electricity Board, Tuticorin. ... Respondents

PRAYER Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records relating to the order of the second respondent in his Lr.No.40331/SE/TEDC/TTN/AO(R)HTSC/ AS/2006-3 dated 30.11.2006 quash the same in so far as the demand of B.P.S.C. Charges and for a Direction to the first respondent to grant 23 installments of the balance amount of Electricity Tax arrears as per the representation dated 27.10.2006.

For Petitioner : No appearance

For Respondents : Mr. S.K.Raameshwar

O R D E R

The question involved in the present writ petition is in connection with the payment of e-tax. The issue in connection with the Belated Payment of Surcharge (B.P.S.C.) on e-tax amount has already been decided by the Hon'ble Supreme Court of India and in implementation of the order of the Hon'ble Apex Court the

Board issued a memo dated 23.11.2016. Thus, the petitioner is also entitled to avail the benefits extended in the Board proceedings dated 23.11.2016 in respect of the payment of B.P.S.C. on e-tax amount.

2. In view of the above, the respondent is directed to extend the memo issued by the Electricity Board on 23.11.2016 and pass appropriate orders at the earliest possible time.

3. With the above, this writ petition stands disposed of. Consequently, connected miscellaneous is closed. However, there shall be no order as to costs.

Sd/-
Assistant Registrar(CO)

//True copy//

Sub Assistant Registrar

may

To

1.The Chairman
Tamil Nadu Electricity Board
No.800, Anna Salai, Chennai - 600 002.

2.The Superintending Engineer
Tuticorin Electricity Distribution Circle
Tamil Nadu Electricity Board, Tuticorin.

W.P. No. 48168 of 2006

BS (CO)
GMY (20/02/2019)

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