

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :04.06.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.4775 of 2004

Texmo Industries,
P.B. No.5303, Mettupalayam Road,
Coimbatore-641 029 represented
by its Managing Partner
Mrs. Damayanti Ramachandran

..Petitioner

-Vs-

1. The State of Tamil Nadu
represented by its Secretary to Government,
Public Works Department,
Fort St. George, Chennai-9.

2. The State of Tamil Nadu represented by its
Secretary to Government,
Energy Department, Fort St. George,
Chennai-600 009.

3. Tamilnadu Electricity Board,
represented by its Chairman,
800, Anna Salai,
Chennai-600 002.

4. The Superintending Engineer (TNEB),
Coimbatore Electricity
Distribution Circle,
Coimbatore.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ order or direction in the nature of writ of Declaration declaring that the Tamil Nadu Electricity (Taxation on Consumption) Act viz., Act 32 of 1991, as illegal, unenforceable and ultravires the Constitution of India in so far as the petitioner industry is concerned and to direct the 3rd and 4th respondents to refund the entire amount collected from the petitioner under the head of electricity tax, additional tax.

For Petitioner : Mr. Palani Selvaraj

For Respondents : Ms.Bhuvanesweri for R1 and R2
Mr. S.K. Rameshwar for R3 and R4

O R D E R

The learned counsel appearing for the petitioner made an endorsement that nothing survives in the above Writ Petition and the Writ Petition may be dismissed as infructuous..

2. In view of the endorsement made by the learned counsel for the petitioner, this writ petition is dismissed as infructuous. However, there shall be no order as to costs.

mrn

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Secretary to Government of Tamil Nadu
Public Works Department,
Fort St. George, Chennai-9.

2. The Secretary to Government of Tamil Nadu,
Energy Department, Fort St. George,
Chennai-600 009.

3.The Chairman
Tamilnadu Electricity Board,
800, Anna Salai,
Chennai-600 002.

4. The Superintending Engineer (TNEB),
Coimbatore Electricity Distribution Circle,
Coimbatore.

+1cc to the Govt.Pleader, Vide Sr.No.45355

W.P.No.4775 of 2004

Kak(22/07/2019)