



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.04.2019

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE **G.R. SWAMINATHAN****W.P. (MD) No. 6715 of 2019**

R.Indira

... Petitioner

Vs

1. The Chairman  
Tamil Nadu Electricity and  
Power Generation Corporation,  
Annasalai,  
Chennai.

2. The Superintending Engineer,  
Tamil Nadu Electricity and  
Power Generation Corporation,  
Dindigul Distribution Circle,  
Angunagar Complex,  
Meenakshinayakan Patti,  
Dindigul.

... Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to refund the following amount;

| Sl. No. | Month      | % of Tariff concession | %of Tariff Amount (Rs) |
|---------|------------|------------------------|------------------------|
| 1       | 30.06.1997 | 40%                    | 1,19,816               |
| 2       | 29.07.1997 | 40%                    | 1,54,982               |
| 3       | 29.08.1997 | 40%                    | 1,64,874               |
| 4       | 29.09.1997 | 40%                    | 1,90,338               |
| 5       | 29.10.1997 | 40%                    | 1,58,924               |
| 6       | 29.11.1997 | 40%                    | 1,56,326               |
| 7       | 29.12.1997 | 40%                    | 1,73,538               |
| 8       | 29.06.1999 | 20%                    | 81,708                 |
| 9       | 29.07.1999 | 20%                    | 77,710                 |
| 10      | 29.08.1999 | 20%                    | 98,144                 |
| 11      | 29.09.1999 | 20%                    | 93,863                 |
| 12      | 29.10.1999 | 20%                    | 1,17,968               |

|    |            |     |          |
|----|------------|-----|----------|
| 13 | 30.11.1999 | 20% | 1,24,921 |
| 14 | 29.12.1999 | 20% | 1,31,941 |
| 15 | 29.01.1999 | 20% | 1,40,540 |
| 16 | 29.02.2000 | 20% | 1,28,677 |
| 17 | 29.03.2000 | 20% | 1,23,329 |
| 18 | 29.04.2000 | 20% | 1,22,437 |
| 19 | 29.05.2000 | 20% | 1,31,440 |

all totalling to Rs.24,91,476/- collected in excess from the petitioner with interest at the rate of 12% per annum based on the petitioner's representations dated 27.07.2001 and 28.07.2018 within a time frame as fixed by this Court.

For Petitioner : Mr.B.Prahalad Ravi

For Respondents : Mr.S.M.S.Johny Basha

### ORDER

Heard the learned counsel on either side.

2.The petitioner seeks refund of the excess tariff amount said to have been collected from the writ petitioner's mill. The petitioner has given representation dated 28.07.2018 in this regard.

3.The second respondent is directed to pass orders on the petitioners representation on merit and in accordance with law within a period of six weeks from the date of receipt of a copy of this order.

4.Accordingly, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar(CS )

To

1. The Chairman  
Tamil Nadu Electricity and  
Power Generation Corporation,  
Annasalai,  
Chennai.



2. The Superintending Engineer,  
Tamil Nadu Electricity and  
Power Generation Corporation,  
Dindigul Distribution Circle,  
Angunagar Complex,  
Meenakshinayakan Patti,  
Dindigul.

+1 CC to Mr.B.PRAHALAD RAVI, Advocate ( SR-61527[F] dated  
22/04/2019 )

**W.P. (MD) No.6715 of 2019**  
**22.04.2019**

**pnn**

AE/ (13.05.2019) 3P 4C