

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.09.2020

CORAM:

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

W.P.Nos. 11975, 11983 and 12013 of 2020
and
WMP Nos.14708, 14711, 14743, 14746,
14751 and 14754 of 2020

W.P.No. 11975 of 2020

M/s. Black Thunder Park
Represented by its Director Mr.Vincent Adaikalraj
Having Office at Ooty Main Road
Mettupalayam, Coimbatore-641 305 ... Petitioner

..vs..

- 1 Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO)
Represented by its Chairman and Managing Director
No.144 Anna Salai, Chennai-600 002
- 2 The Accounts Officer/Revenue
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
Coimbatore EDC North,
Tatabad, Coimbatore 641 012.
- 3 The Superintending Engineer
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
Coimbatore EDC North,
Tatabad, Coimbatore 641 012. ...Respondents

This Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records leading to the issuance of the original impugned high tension bills (provisional) issued by the second respondent for the month of April 2020 (Bill No. 9094300234052001 dated 06.05.2020) May 2020 (Bill No. 9094300234062001 dated 04.06.2020) June 2020 (Bill No. 9094300234072001 dated 04.07.2020) and for the month of July (Bill No. 9094300234082001 dated 04.08.2020) pertaining to service No.039094300234 in violation to Regulation 6(b) of the

Tamil Nadu Electricity Supply Code 2004 and quash the same and direct the respondents to raise the monthly bill calculating the minimum charges at the rate of 20 percentage of the contracted demand or recorded demand whichever is higher as per Regulation 6(b) of the Tamil Nadu Electricity Supply Code 2004 till the extended period of lock down, by the Government of Tamil Nadu and not to levy Power Factor penalty till the lock down is lifted and operation of entertainment park commences insofar as the petitioner is concerned.

W.P.No.11983 of 2020

M/s. Jenneys Residency Private Ltd

Represented by its Managing Director

Mr.Vincent Adaikalraj

Having Office at

452, Avinashi Road, Opposite to CIT College

Peelamedu, Coimbatore

...Petitioner

..Vs..

- 1 Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO)
Represented by its Chairman and Managing Director
No.144 Anna Salai, Chennai-600 002.
- 2 The Accounts Officer/Revenue
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
Coimbatore, EDC North, Tatabad,
Coimbatore 641 012.
- 3 The Superintending Engineer
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
Coimbatore
EDC North, Tatabad,
Coimbatore 641 012.

...Respondents

This Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records leading to the issuance of the original impugned high tension bills (provisional) issued by the second respondent for the month of April 2020 (Bill No.9094350226052001 dated 07.05.2020) May 2020 (Bill No.9094350226062003 dated 05.06.2020) June 2020 (Bill No.9094350226072001 dated 06.07.2020) and for the month of July 2020 (Bill No.9094350226082001 dated 04.08.2020) pertaining to service No.039094350226 in violation to Regulation 6(b) of the Tamil Nadu Electricity Supply Code 2004 and quash the same and direct the respondents to raise the monthly bill calculating the

minimum charges at the rate of 20 percentage of the contracted demand or recorded demand whichever is higher as per Regulation 6(b) of the Tamil Nadu Electricity Supply Code 2004 till the extended period of lock down, by the Government of Tamil Nadu and not to levy Power Factor penalty till the lock down is lifted and operation of hotels commences insofar as the petitioner is concerned.

W.P.No. 12013 of 2020

M/s. T.N.K. Govindaraju Chetty & Co. Pvt. Ltd.
Rep.by its Executive Director Mr.P.Natarajan
No.48, Anna Salai, Chennai -2.

...Petitioner

..Vs..

- 1 Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO)
Represented by its Chairman and Managing Director
No.144 Anna Salai, Chennai-600 002
- 2 The Deputy Financial Controller
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
CEDC/Chennai(Central), ValluvarKottam
Chennai -35.
- 3 The Superintending Engineer
Tamilnadu Generation and Distribution Corporation Limited (TANGEDCO)
CEDC/Chennai(Central), ValluvarKottam
Chennai -35.

...Respondents

This Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records leading to the issuance of the original impugned high tension bills (provisional) issued by the second respondent for the month of April 2020 (Bill No.9094022068052001 dated 07.05.2020) May 2020 (Bill No.9094022068062001 dated 04.06.2020) June 2020 (Bill No.9094022068072001 dated 03.07.2020) and for the month of July 2020 (Bill No.9094022068082001 dated 04.08.2020) pertaining to service No.019094022068 in violation to Regulation 6(b) of the Tamil Nadu Electricity Supply Code, 2004 and quash the same and direct the respondents to raise the monthly bill calculating the minimum charges at the rate of 20 percentage of the contracted demand or recorded demand whichever is higher as per Regulation 6(b) of the Tamil Nadu Electricity Supply Code, 2004 till the extended period of lock down, by the Government of Tamil Nadu and not to levy Power Factor penalty till the lock down is

lifted and operation of Cinema Theatre commences insofar as the petitioner is concerned.

For Petitioners in all WPs. : Mr.Prem Auxilian Raj

For Respondents in all WPs. : Mr.N.Damodharan
standing counsel

COMMON ORDER

Mr.N.Damodharan, learned standing counsel takes notice for respondents in all the Writ Petitions.

2. The issue that has been raised in these present writ petitions is covered by the orders passed by this Court in a batch of writ petitions in WP. Nos.7678, 7679, 9141, 9312, 9537, 9538, 9550, 10012, 10042, 10044, 10031, 9825, 9831, 10087, 10091, 10110, 10164, 8852 and 9689 of 2020 dated 14.08.2020. Consequently, the directions issued by this Court in the batch of writ petitions be equally applied to the present writ petitions also.

3. Accordingly, these writ petitions are allowed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

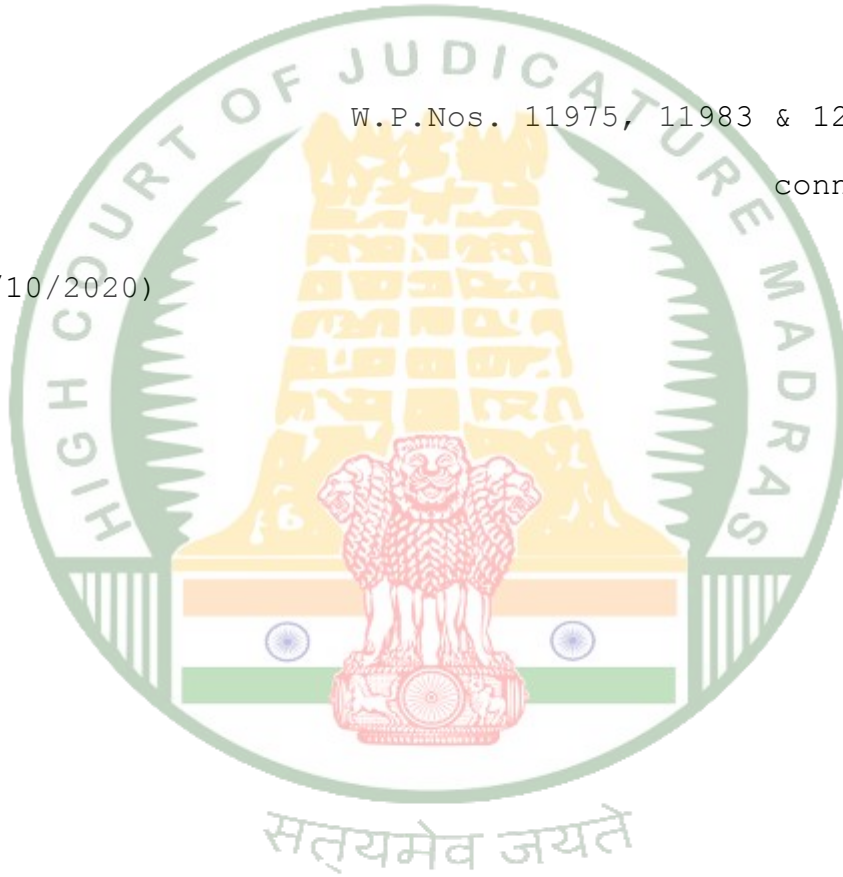
To

- 1 The Chairman and Managing Director
Tamil Nadu Generation and Distribution
Corporation Limited (TANGEDCO)
No.144 Anna Salai, Chennai-600 002
- 2 The Accounts Officer/Revenue
Tamilnadu Generation and Distribution
Corporation Limited (TANGEDCO)
Coimbatore EDC North,
Tatabad, Coimbatore 641 012.
- 3 The Superintending Engineer
Tamilnadu Generation and Distribution
Corporation Limited (TANGEDCO)
Coimbatore EDC North,
Tatabad, Coimbatore 641 012.

- 4 The Deputy Financial Controller
Tamilnadu Generation and Distribution
Corporation Limited (TANGEDCO)
CEDC/Chennai(Central), ValluvarKottam
Chennai -35.
- 5 The Superintending Engineer
Tamilnadu Generation and Distribution
Corporation Limited (TANGEDCO)
CEDC/Chennai(Central), ValluvarKottam
Chennai -35.

W.P.Nos. 11975, 11983 & 12013 of 2020
and
connected WMPs.

Nr (co)
rr ii (22/10/2020)



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