

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 10.11.2020

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

WP.No.15796 of 2020
and WMP No.19636 of 2020

M/s.M.A.K.Hotels and Resorts Private Limited
rep. by its Executive Director G.Sabanaygam
No.1, GST Road, Sai Srivari Nagar,
SP Koil, Marimalai Nagar,
Chennai-603 209
Chengalpet Taluk & District. ... Petitioner

Vs

- 1 The Chairman Cum Managing Director,
Tamil Nadu Generation and Distribution
Corporation Limited (TANGEDCO),
No.144, Anna Salai, Chennai-600 002.
- 2 The Chief Financial Controller-Revenue
Tamil Nadu Generation and Distribution
Corporation Limited (TANGEDCO),
NPKRR Maligai,
No. 144, Anna Salai,
Chennai-600 002.
- 3 Tamil Nadu Electricity Regulatory Commission,
No.19- A, Rukmani Lakshmipathy Road,
Egmore, Chennai-8.
- 4 The Government of Tamil Nadu,
Rep by its Secretary to Government Energy Department,
Fort.St.George, Chennai-9.
- 5 The Accounts officer/ Revenue
TANGEDCO
Chengalpattu Electricity Distribution Circle,
Chengalpattu.
- 6 The Superintending Engineer,
TANGEDCO, Chengalpattu. .. Respondents

Prayer :- Writ petition filed under Article 226 of the
Constitution of India praying for issuance of a writ of
certiorarified mandamus to call for the records of the 5th
Respondent leading to the issuance of original impugned High
Tension Bills (Provisional) issued by the 5th Respondent vide

Bill No.9094111085042001, dated 09.04.2020 ; Bill No. 909411108505201, dated 08.05.2020 ; Bill No. 9094111085062001, dated 10.06.2020 ; Bill No. 9094111085072001, dated 07.07.2020 ; Bill No.9094111085082001, dated 10.08.2020 and Bill No. 9094111085092001, dated 8.9.2020 pertaining to Service No. 099094111085 in violation of Regulation of 6 (b) of the Tamil Nadu Electricity Supply Code, 2004 and quash the same and consequently direct the respondents herein to issue fresh bills for the period of lock down till such time the international flights operations are regularised in terms of Regulation 6(b) of the TN Electricity Supply Code and also to either refund the excess amount paid on 15.04.2020, 12.05.2020, 11.06.2020, 09.07.2020, 12.08.2020 and 14.09.2020 by the petitioner along with the additional security deposit of a sum of Rs.5,54,190/- paid in two instalments on 24.08.2020 and 18.09.2020 to the petitioner or in the alternative to adjust the excess sums paid by the petitioner with its future bills and further forbear the 6th respondent herein from levying and collecting the third instalment amount of Rs.2,77,094/- towards the 3rd instalment of additional security deposit payable on 21.10.2020.

For Petitioner : Mr.Cherian Mathews

For Respondents : Mr.P.Gunaraj
Standing Counsel

ORDER

Mr.P.Gunaraj, learned Standing Counsel takes notice for the respondents.

2. The issue that has been raised in this present writ petition 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 petition also.

3. Accordingly, this writ petitions is allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS-III)

//True copy//

Sub Assistant Registrar

To

- 1 The Chairman Cum Managing Director,
Tamil Nadu Generation and Distribution,
Tamil Nadu Generation and Distribution
Corporation Ltd (TANGEDCO),
No.144, Anna Salai, Chennai-2.
 - 2 The Chief Financial Controller Revenue
Tamil Nadu Generation and Distribution
Corporation Ltd Tangedco
NPKRR Maligai,
No. 144, Anna Salai,
Chennai-2.
 - 3 Tamil Nadu Electricity Regulatory Commission,
No.19- A, Rukmani Lakshmipathy Road,
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 - 4 The Govt of Tamil Nadu,
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 - 5 The Accounts officer/ Revenue
TANGEDCO
Chengalpattu Electricity Distribution Circle,
Chengalpattu.
 - 6 The Superintending Engineer,
TANGEDCO, Chengalpattu.
- +1cc to Mr.P.Gunaraj, Advocate SR.No.36464
- +1cc to Mr.S.Giritharan, Advocate SR.No.36536

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AD (CO)
GMY (23/11/2020)

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