



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.10.2021

CORAM :

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.NO.23388 OF 2021

AND

W.M.P.NO.24667 OF 2021

M/s.Rajalakshmi Alloy Castings (P) Ltd.,
Rep.by its Director,
No.44 & 45, SIPCOT Complex,
Hosur - 635 109,
Krishnagiri District.

... Petitioner

-Vs-

1. The Chairman,
Tamilnadu Generation and Distribution
Corporation Ltd.,
10th Floor, NPK RR Maaligai,
144, Anna Salai,
Chennai - 600 002.
2. The Superintending Engineer,
Krishnagiri Electricity Distribution Circle,
TANGEDCO/110 KV Substation Campus,
Rayakotta Road, Krishnagiri - 635 002,
Krishnagiri District.

... Respondents

PRAYER:-

Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents to reconnect EB Service Connection to the petitioner industry, after receipt of 20 percent of arrears of CC charges instead of 40 percent of arrears of charges initially and give 24 installments by considering the representation dated 22.10.2021.

For Petitioner : Mrs.Rita Chandrasekar
For M/s.R.Meenakshi

For Respondents : Mr.L.Jai Venkatesh
Standing Counsel



6. In the considered view of this Court, the plea made by the petitioner is not based on any legal right and the petitioner is requesting this Court to take into consideration the dire situation in which they are placed. The petitioner is desperately attempting to revive the unit which was functioning from the year 2009 onwards. Therefore, this Court will have to use its discretion in exercising its jurisdiction under Article 226 of the Constitution of India and provide some succor to enable the petitioner to revive the industry.

7. In view of the above, this Court is inclined to dispose of this writ petition with the following directions.

- (a) The petitioner is directed to make an initial payment of a sum of Rs.50,00,000/- (Rupees Fifty Lakhs only) to the second respondent immediately.
- (b) On such payment being made by the petitioner, the second respondent is directed to restore the HT power supply.
- (c) The petitioner is directed to pay the balance amount in 15 equal monthly installments starting from December 2021 onwards. The payment shall be made on or before the 5th of every month till the last installment is paid.
- (d) The payment of the arrears shall be in addition to the payment that should be made by the petitioner for the regular bills that are raised by the respondent every month, and
- (e) If the petitioner fails to comply with any of the directions issued by this Court, it is left open to the respondents to proceed further in accordance with law without any further reference to this Court.

8. With the above directions, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

KST



To

1. The Chairman,
Tamilnadu Generation and Distribution
Corporation Ltd.,
10th Floor, NPK RR Maaligai,
144, Anna Salai,
Chennai - 600 002.
2. The Superintending Engineer,
Krishnagiri Electricity Distribution Circle,
TANGEDCO/110 KV Substation Campus,
Rayakotta Road, Krishnagiri - 635 002,
Krishnagiri District.

+1cc to M/s.R.Meenakshi, Advocate, S.R.No.56035
+1cc to Mr.L.Jai Venkatesh, Standing Counsel, S.R.No.55898

W.P.NO.23388 OF 2021

SJ(CO)
PBS/17/11/2021