



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.01.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.20661 of 2015
and
M.P.No.1 of 2015

Govaan Steel (P) Ltd.,
HTSC No.229,
S.F.No.544/1,2,3,
Sengalipalayam Pirivu,
Chinnakanur (Po),
Kanur Village, Annur - 641 655,
Rep. by its Authorised Signatory
G.Sekar.

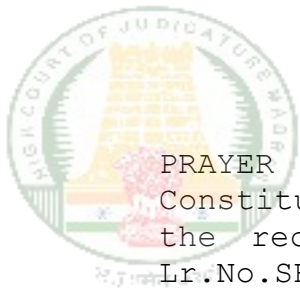
... Petitioner

Vs

- 1.Tamil Nadu Electricity Regulatory
Commission repd.by its Secretary,
19-A, Rukmini Lakshmipathy Salai,
(Marshall's Road)
Egmore, Chennai -600 008.
- 2.The Chairman,
TANGEDCO,
144, Anna Salai, Chennai - 600 002.
- 3.The Chief Engineer,
Non Conventional Energy Sources,
TANGEDCO, 144, Anna Salai,
Chennai - 600 002.

- 4.The Superintending Engineer,
TANGEDCO,
Tamilnadu Generation and Distribution Corporation Limited,
Tiruppur Electricity Distribution
Circle / North,
Tiruppur.

... Respondents



PRAYER : Writ Petition filed Under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records of the 4th respondent's impugned demand notice Lr.No.SE/TEDC/TPR/DFC/AO/R/F.AUDIT/M/s.Govaan Steels/D3017/15 dated 23.06.2015, quash the same as arbitrary, illegal and against the orders passed by the first respondent in D.R.P.No.19 of 2013 dated 19.01.2015 and the applicable regulations and also violative of Article 14 of the Constitution of India.

For Petitioner : Mr.M.Saravanakumar

For Respondents : R1 - No appearance

R2 to R4 - Mr.M.Abdul Kalaam
Standing counsel
[For TANGEDCO]

ORDER

The learned counsel for the petitioner made a submission that the issue raised was decided in favour of the petitioner by the Tamil Nadu Electricity Regulatory Commission, which was upheld by the Appellate Tribunal also.

2. However, the Board took the matter before the Apex Court of India and Civil Appeal No.15618 of 2017 is now pending before the Hon'ble Supreme Court of India. Thus, the issue raised in the writ petition is subject to the final disposal of the Civil Appeal pending before the Hon'ble Supreme Court of India and the orders to be passed will be extended to the petitioner is also similarly placed. The orders including the interim orders passed by the Hon'ble Supreme Court of India is to be extended to the petitioner.

3. Accordingly, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS-IX)

// True Copy //

Sub Assistant Registrar



gsk

To

WEB COPY

- 1.The Secretary,
Tamil Nadu Electricity Regulatory
Commission,
19-A, Rukmini Lakshmipathy Salai,
(Marshall's Road)
Egmore, Chennai -600 008.
- 2.The Chairman,
TANGEDCO,
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TANGEDCO,
Tamilnadu Generation and Distribution Corporation Limited,
Tiruppur Electricity Distribution
Circle / North,
Tiruppur.

+1cc to Mr.R.S.Pandiyaraj, Advocate SR.No.2815

W.P.No.20661 of 2015 and
M.P.No.1 of 2015

PM(CO)
CB(31/01/2022)