



W.P. No.32951 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

W.P. No.32951 of 2022
and W.M.P. No.32339 of 2022

M/s.Ahill Apparel Exports (P) Ltd
No.24, Anna Nagar
Tirupur - 641 601
Repd by its Manager Mr.Thomas

... 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
Tamil Nadu Generation and Distribution
Corporation Limited
144, Anna Salai, Chennai 600 002
- 3.Director Finance
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai - 600 002



W.P. No.32951 of 2022

4.The Superintending Engineer

TANGEDCO

Tirupur Electricity Distribution Circle/North

Tirupppur

5.The Superintending Engineer

TANGEDCO

Dindigul Electricity Distribution Circle/North

Dindigul

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for a writ of mandamus forbearing the respondent and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's HTSC No.039094380468 until the respondent makes payment of the outstanding dues of Rs.14,33,991/- (for the period from June, 2019 to September 2022) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.S.P.Parthasarathy

For Respondents : Mr.L.Jaivenkatesh, Standing Counsel

ORDER

This Writ Petition is admitted.

2. Mr.L.Jaivenkatesh, learned Standing Counsel, takes notice for the respondents. By the consent of Mr.L.Jaivenkatesh, this Writ Petition is



W.P. No.32951 of 2022

taken up for hearing.

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3. The prayer in the Writ Petition reads as follows:~

Writ petition filed under Article 226 of the Constitution of India for a writ of mandamus forbearing the respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's HTSC No.039094380468 until the respondents makes payment of the outstanding dues of Rs.14,33,991/- (for the period from June, 2019 to September 2022) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

4. The above issue is squarely covered by the order of this Court in W.P.No.6776 of 2018 etc., batch dated 28.10.2021. The following directions have been issued by this Court while disposing of the said batch of Writ Petitions:~

(a) In all those cases where the TANGEDCO has acted upon the interim orders passed by this Court and the entire outstanding amounts due and payable has been adjusted, those writ petitions will be rendered infructuous,



W.P. No.32951 of 2022

since the grievance of those petitioners stands redressed;

(b) In those cases where the TANGEDCO is in the process of adjusting the outstanding amount due, such adjustment shall be continued till the entire outstanding amount is adjusted towards the current consumption charges/open access charges payable by the respective petitioners; and

(c) The TANGEDCO shall not take any coercive steps to disconnect the electricity connection to the petitioners until the outstanding amounts due and payable is completely adjusted towards the current consumption charges / open access charges payable by the petitioners.?

5.In view of the same, this Writ Petition is disposed of with the same set of directions. No costs. Consequently, the connected writ miscellaneous petition is closed.

06.12.2022

Asr
Index: Yes/No
Speaking order / Non speaking order



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W.P. No.32951 of 2022

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W.P. No.32951 of 2022

R.SUBRAMANIAN, J.

Asr

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W.P. No.32951 of 2022

06.12.2022