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W.P.Nos.33150 & 33153 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

Writ Petition No.33150 & 33153 of 2022
and WMP Nos.32554 & 32557 of 2022

Manchester Textile P Ltd.,
HTSC No.049094260375
105, Sakthi Nagar (East), P.N.Road,
Pooluvapatty Post, Tirupur 641 603.
Rep by its Authorised Signatory S.Dhayanidhi ..Petitioner in WP 33150/22

Suriyagiri Spining Mills P Ltd.,
HTSC No. 049094220329, 6 Bye Pass Road
Near Iyyappan Temple,
Komarapalayam-638 183
Namakkal District rep. by its
Manager V.Selvakaruppiah ..Petitioner in WP 33153/22

Vs.

1. TAMIL NADU ELECTRICITY REGULATORY
COMMISSION, Repd. by its Secretary
19-A Rukmini Lakshmipathy Salai,
(Marshalls Road) , Egmore, Chennai 08
- 2 THE CHAIRMAN
Tamil Nadu Generation and Distribution
Corporation Limited, 144 Anna Salai,
Chennai 600 002.



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3 CHIEF ENGINEER

Non conventional Energy Sources,
Tamil Nadu Generation and Distribution Corporation
Limited, 144 Anna Salai, Chennai 600 002.

4 THE SUPERINTENDING ENGINEER

Non conventional Energy Sources
Tamil Nadu Generation and Distribution Corporation
Limited, 102 Dhali Road Udumalpet 642 126

5 THE SUPERINTENDING ENGINEER

TANGEDCO, Gobi Electricity Distribution Circle
Gobichettipalayam.

6 THE SUPERINTENDING ENGINEER

TANGEDCO, Erode Electricity Distribution Circle,
Erode. ..Respondents in WP 33150/22

1. TAMIL NADU ELECTRICITY REGULATORY

COMMISSION, Repd. by its Secretary
19-A Rukmini Lakshmipathy Salai,
(Marshalls Road) , Egmore, Chennai 08

2 THE CHAIRMAN

Tamil Nadu Generation and Distribution
Corporation Limited, 144 Anna Salai,
Chennai 600 002.

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Non conventional Energy Sources, TANGEDCO
Udumalpet Electricity Distribution Circle,
Udumalpet.

5 THE SUPERINTENDING ENGINEER
TANGEDCO Namakkal Electricity Distribution
Circle, Namakkal. ..Respondents in WP 33153/22

Prayer: Writ Petitions filed under Article 226 of the Constitution of India seeking to issue a Writ of Mandamus, forbearing the respondent and their men, agents from collection current consumption charges demand charges and any arrears from the petitioner's (i) HTSC No. 049094260375 (ii) HTSC049094220329 respectively till the entire outstanding dues of Rs. 20,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the Petitioner's Solar Power Plant (i) HTSC No. 049514360012 (ii) HTSC No. 069534420053 respectively is paid or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.R.S.Pandiyaraj
(in each of the petitions)

For Respondents : Mr.Syed Sibghatulla
(in both the petitions) Standing Counsel



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COMMON ORDER

The prayer in the Writ Petitions reads as follows:

“to issue a Writ of Mandamus, forbearing the respondent and their men, agents from collection current consumption charges demand charges and any arrears from the petitioner's (i) HTSC No. 049094260375 (ii) HTSC049094220329 respectively till the entire outstanding dues of Rs. 20,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the Petitioner's Solar Power Plant (i) HTSC No. 049514360012 (ii) HTSC No. 069534420053 respectively is paid or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.”

2. It is not in dispute that the petitioners have installed the Solar Panel, started production and they are also entitled to refund of the Security Deposit.



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3. Considering the fact that the issue is covered by the decision of this Court in WP No.6776 of 2020 etc. batch, the Writ Petitions are disposed of with a direction to the respondents to adjust the refundable security deposit in the monthly current consumption bills commencing from next cycle. The respondents shall not disconnect the service connection of the petitioners in each of the petitions till then. There shall be no order as to costs. Consequently, the connected miscellaneous petitions are closed.

08.12.2022

jv

Index: Yes/No

Internet: Yes/No

Speaking order/Non-Speaking order

To:-

1. TAMIL NADU ELECTRICITY REGULATORY COMMISSION, Repd. by its Secretary
19-A Rukmini Lakshmi pathy Salai,
(Marshalls Road) , Egmore, Chennai 08



W.P.Nos.33150 & 33153 of 2022

2. THE CHAIRMAN

Tamil Nadu Generation and Distribution Corporation Limited, 144 Anna Salai, Chennai 600 002.

3. CHIEF ENGINEER

Non conventional Energy Sources,
Tamil Nadu Generation and Distribution Corporation Limited, 144 Anna Salai, Chennai 600 002.

4. THE SUPERINTENDING ENGINEER

Non conventional Energy Sources
Tamil Nadu Generation and Distribution Corporation Limited, 102 Dhali Road Udumalpet 642 126

5. THE SUPERINTENDING ENGINEER

TANGEDCO, Gobi Electricity Distribution Circle
Gobichettipalayam.

6. THE SUPERINTENDING ENGINEER

TANGEDCO, Erode Electricity Distribution Circle,
Erode.

7. THE SUPERINTENDING ENGINEER

Non conventional Energy Sources, TANGEDCO
Udumalpet Electricity Distribution Circle,
Udumalpet.

8. THE SUPERINTENDING ENGINEER

TANGEDCO Namakkal Electricity Distribution Circle, Namakkal.



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R.SUBRAMANIAN, J.

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