



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 12.01.2023

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.Nos.17366, 17398, 8679 & 8980 of 2009

and

M.P.Nos.1, 1 & 1 of 2009

M/s.Santhosh Textiles Process
Rep by its Partner
C.Udhaya Sankar
S/o. Chelliah Pillai
S.F.No.165, Santhosh Garden,
Kulathuputhur, Andipalayam Post,
Tiruppur.

... Petitioner in W.P.No.17366 of 2009

M/s.Shri Santhosh Meenakshi Textiles Private Ltd
Rep by its Managing Director
C.Udhaya Sankar
S/o. Chelliah Pillai
No.12/5, Thekkalur,
Avinashi Taluk,
Coimbatore.

... Petitioner in W.P.No.17398 of 2009

M/s.Amarjothi Spinning Mills Ltd
(Dyeing Unit)
Rep by its Chairman N.Rajan
S/o.C.R.Narayanasamy
Plot No.E7 to E9, G11 to G13,
SIPCOT Industrial Growth Center
Perumdurai, Erode 638 052.

... Petitioner in W.P.No.8979 & 8980 of 2009

Vs

1.Tamilnadu Electricity Board,
Rep by its Chairman,
Anna Salai, Chennai – 600 002.



2.The Superintending Engineer
Tiruppur Electricity Distribution Circle,
Tamilnadu Electricity Board,
Tiruppur.

3.The Superintending Engineer,
Coimbatore Electricity Distribution Circle South
Tamilnadu Electricity Board,
Tatabad, Coimbatore.

... Respondents in W.P.No.17366 of 2009

1.Tamilnadu Electricity Board,
Rep by its Chairman,
Anna Salai, Chennai – 600 002.

2.The Superintending Engineer,
Coimbatore Electricity Distribution Circle South
Tamilnadu Electricity Board,
Tatabad, Coimbatore.

... Respondents in W.P.No.17398 of 2009

1.Tamilnadu Electricity Board,
Rep by its Chairman,
Anna Salai, Chennai – 600 002.

2.The Superintending Engineer
Tamilnadu Electricity Board,
Erode Electricity Distribution Circle,
Erode 638 009.

3.The Superintending Engineer,
Tirunelveli Electricity Distribution Circle,
Tamilnadu Electricity Board,
Tirunelveli – 627 011.

... Respondents in W.P.No.8979 of 2009

1.Tamilnadu Electricity Board,
Rep by its Chairman,
Anna Salai, Chennai – 600 002.

2.The Superintending Engineer
Tamilnadu Electricity Board,
No.36, Kutchery Street,
Gobi Electricity Distribution Circle,
Gobichettypalayam.

3.The Superintending Engineer,
Udumalpet Electricity Distribution Circle,
Udumalpet.

4.The Superintending Engineer,



Tirunelveli Electricity Distribution Circle,
Tamilnadu Electricity Board,
Tirunelveli – 627 011.

... Respondents in W.P.No.8980 of 2009

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Prayer in W.P.No.17366 of 2009: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorarified Mandamus, calling for the records relating to the proceedings made in Lr.No.SE/TEDC/TPR/AO/Rev/F.R & C/D/09 dated 14.06.2009 and consequential order made in Lr.No.SE/TEDC/TPR/AAO/A/HT Section/HT SC No. /D. /09 dated 25.07.2009 passed by the 2nd respondent and quash the same and consequently direct the 2nd respondent to provide uninterrupted electricity supply to the petitioner mill situated at S.F.No.165, Santhosh Garden, Kulathuputhur, Andipalayam post Tiruppur.

Prayer in W.P.No.17398 of 2009: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorarified Mandamus, calling for the records relating to the proceedings made in Lr.No.SE/CEDC/S/CBE/DFC/AO/Rev/HT/F.R&C/D.No.09/ dated 14.06.2009 and consequential order made in Lr. No.SE / CEDC /S/ CBE /AEE.GL/ AE2 / F.R&C/HTSC/D.1000/09/ dated 25.07.2009 passed by the 2nd respondent and quash the same and consequently direct the 2nd respondent to provide uninterrupted electricity supply to the petitioner mill situated at No.12/5, Thekkalur, Avinashi Taluk, Coimbatore.

Prayer in W.P.No.8979 of 2009: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorarified Mandamus, calling for the records relating to the proceedings dated 08.10.2008 made in Lr.No.SE/EEDC/ERD/AEE/DEV/AE/GL/DM2/FLS/D418/08 passed by the 2nd respondent and quash the same and consequently direct the respondents to provide uninterrupted electricity supply to the petitioner mill situated at plot No.E7 to E9, G11 to G13, SIPCOT Industrial Growth Center, Perundurai, Erode 638 052 in terms of the agreements executed between the parties in respect of wind mill energy.

Prayer in W.P.No.8980 of 2009: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorarified Mandamus, calling for the records relating to the proceedings dated 01.11.2008 made in Lr.No.SE/EEDC/AEE/DEV/AE/G/DM2/F.HT QUOTA/D.478/2008 passed by the 2nd respondent and quash the same and consequently direct the respondents to provide uninterrupted electricity supply to the petitioner mill situated at plot No.E7 to E9, G11 to G13, SIPCOT Industrial Growth Center, Perundurai,



Erode 638 052 in terms of the agreements executed between the parties in respect of wind mill energy.

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For Petitioners : Mr.G.Ethirajulu (In all WPs)

For Respondents : Ms.Keerthana Sheno
for Mr.L.Jai Venkatesh
Standing Counsel
(W.P.Nos.17366 & 17398 of 2009)

Mr.I.Syed Sibghatulla
Standing Counsel
(W.P.Nos.8979 & 8980 of 2009)

COMMON ORDER

These matters were dismissed on 04.01.2023 as infructuous recording the submission of learned Standing Counsel for the respondents who had appeared on 04.01.2023 to such effect. However, as learned counsel had omitted to make an endorsement to that effect, they are listed again today, when Mr.G.Ethirajulu, learned counsel for the petitioner makes an endorsement for withdrawal.

2.Recording the above, these writ petitions are dismissed as infructuous.

No costs. Connected miscellaneous petitions are closed.

12.01.2023

vs

Index : Yes / No

Speaking Order



To

1. Tamilnadu Electricity Board,
Rep by its Chairman,
Anna Salai, Chennai – 600 002.
2. The Superintending Engineer
Tiruppur Electricity Distribution Circle,
Tamilnadu Electricity Board,
Tiruppur.
3. The Superintending Engineer,
Coimbatore Electricity Distribution Circle South
Tamilnadu Electricity Board,
Tatabad, Coimbatore.
4. The Superintending Engineer
Tamilnadu Electricity Board,
Erode Electricity Distribution Circle,
Erode 638 009.
5. The Superintending Engineer,
Tirunelveli Electricity Distribution Circle,
Tamilnadu Electricity Board, Tirunelveli – 627 011.
6. The Superintending Engineer
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Gobichettipalayam.
7. The Superintending Engineer,
Udumalpet Electricity Distribution Circle,
Udumalpet.



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WP.Nos.17366, 17398, 8979 & 8980 of 2



Dr.ANITA SUMANTH, J.

VS

W.P.Nos.17366, 17398, 8679 & 8980 of 2009 and
M.P.Nos.1, 1 & 1 of 2009

12.01.2023