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W.P.Nos.4258, 4262, 4294 and 4295 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2023

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.Nos.4258, 4262, 4294 and 4295 of 2020

And

W.M.P.Nos.5026, 5039, 5087 and 5089 of 2020

Shri Siddhivinayaga Tex India (Pvt) Ltd.,
Repd. by its Authorised Signature
M.Velumani ... Petitioner in W.P.4258/2020

Shri Shanmugavel Mills P Ltd.,
Repd. by its Authorised Signature
M.Velumani ... Petitioner in W.P.4262/2020

Prassanna Spinning Mills (P) Ltd.,
Repd. by its Authorised Signature
M.Velumani ... Petitioner in W.P.4294/2020

Sri Matha Spinning Mills (P) Ltd.,
Repd. by its Authorised Signature
M.Velumani ... Petitioner in W.P.4295/2020

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.



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3. Director Finance

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

4. The Superintending Engineer

TANGEDCO,
Dindigul Electricity Distribution Circle,
Dindigul.

5. The Superintending Engineer,

TANGEDCO,
Udumalpet Electricity Distribution Circle,
Udumalpet. ... Respondents in all the W.Ps.

Common Prayer:

Petitions filed under Article 226 of the Constitution of India to issue a Writ of Mandamus forbearing the respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioners until the respondents makes payment of the outstanding dues of Rs.5,59,177/-, Rs.21,49,886/-, Rs.36,79,776/- and Rs.4,44,90,859/- respectively, (for the year of 2015-2017), (for the year of 2015-2017), (for the year of 2014-2018) and (for the year of 2014-2018) respectively, payable to the petitioners or give adjustment in the current consumption charges payable by the petitioners till the entire amount is adjusted.



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For Petitioners : Mr.R.S.Pandiyaraj
For Respondents : Mr.L.Jaivenkatesh

COMMON ORDER

When the matter was taken up for hearing, the learned counsel appearing for the petitioners fairly conceded that the issue has already been decided by the learned Single Judge of this Court in **W.P.Nos.6776 of 2020 etc., batch** on 28.10.2021. Therefore the same order may be passed in these petitions as well.

2.In view of the fair stand taken by the learned counsel for the parties, the learned Single Judge of this Court in **W.P.Nos.6776 of 2020 etc., batch (M/s.Rajaguru Spinning Mills P. Ltd., Vs. The Tamil Nadu Electricity Regulatory Commission)** dated 28.10.2021, in identical circumstances held as under:-

*"11. In view of the above, all these **Writ Petitions are Disposed** of with the following directions:-*

***(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 since the grievance of those petitioners stands*



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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."*

3. In view of the above, nothing survives for adjudication in these matters. Accordingly, these writ petitions are disposed of in the aforesaid terms. No costs. Consequently, the connected miscellaneous petitions are closed.

28.03.2023

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Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No



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