



WEB COPY



W.P.No.16485 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.06.2023

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.No.16485 of 2023

Sowmiya Spinner Pvt Ltd.,
S.F.No.535/2A, 2B, 525/1-B, K.G.Palayam Village,
Kariyampalayam, Annur – 641 653,
Coimbatore.
Repd. by its Authorized Signatory P.Mohan Raj ... Petitioner

VS.

- 1.The Chairman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai,
Chennai – 600 002.
- 2.The Superintending Engineer,
(TANGEDCO),
Coimbatore North Electricity Distribution Circle,
TataBad, Coimbatore. ... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying to issue a writ of Mandamus, directing the 1st and 2nd respondent to permit the petitioner to pay the Additional Security Deposit of Rs.1,10,46,521/- alone in 10 equal monthly installments along with the regular current consumption charges.



WEB COPY



W.P.No.16485 of 2023

For Petitioner : Mr.R.S.Pandiyaraj
For Respondents : Mr.L.Jai Venkatesh
Standing Counsel

ORDER

The petitioner has filed this Writ Petition seeking issuance of Writ of Mandamus, directing the respondents 1 and 2 to permit the petitioner to pay the Additional Security Deposit of Rs.1,10,46,521/- alone in 10 equal monthly installments, along with the regular current consumption charges.

2. The counsel for the petitioner has brought to the notice of the Court, an earlier order passed by this Court in W.P.No.11500 of 2017, in which, the learned Single Judge has followed the decision of the Division Bench of this Court in ***Tamil Nadu Electricity Board Vs. Mani Spinning Mills (P) Limited*** reported in ***[CDJ 2012 MHC 4380]*** - (W.A.(MD) Nos.407 to 412 of 2012 dated 02.08.2012). Since the issue involved in this case is identical to the one involved in the aforesaid case, this Court is inclined to grant similar relief to the petitioner herein.



W.P.No.16485 of 2023

WEB COPY

3. Accordingly, the Writ Petition is allowed and the petitioner is directed to pay the Additional Security Deposit of Rs.1,10,46,521/- to the second respondent in six equal monthly installments along with the regular current consumption charges, commencing from 1st July, 2023 and shall pay the installments on or before 10th of every succeeding English Calendar month, failing which, it is open to the respondents to initiate appropriate action against the petitioner in accordance with law.

No costs.

02.06.2023

Index : Yes/No
Speaking order / Non-speaking order
Neutral Citation Case : Yes/No
sp

Note: Issue order copy on 06.06.2023.

To

- 1.The Chairman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai,
Chennai – 600 002.
- 2.The Superintending Engineer,
(TANGEDCO),
Coimbatore North Electricity Distribution Circle,
TataBad, Coimbatore.



WEB COPY



W.P.No.16485 of 2023

M.DHANDAPANI, J.

sp

W.P.No.16485 of 2023

02.06.2023