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W.P.No.17223 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.06.2023

CORAM :

THE HONOURABLE MR. JUSTICE **M. DHANDAPANI**

W.P.No.17223 of 2023

M/s.Krishna Alloys,
H.T.S.C.No.049094220110,
Akkammamet P.O.,
Sankari Taluk,
Salem District,
Rep. by its Managing Partner,
N.Anbalagan

... Petitioner

vs.

1. The Chairman and Managing Director,
Tamil Nadu Generation and Distribution
Corporation Limited,
144, Anna Salai, Chennai – 600 002.

2. The Superintending Engineer,
Mettur Electricity Distribution Circle,
Tamil Nadu Generation and Distribution Corporation,
Mettur - 636 401

...

Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying to issue a writ of Mandamus, directing the 2nd respondent to permit the petitioner to pay the additional current consumption deposit of Rs.65,94,058/- in 10 monthly installments along with regular current consumption charges for its H.T.S.C.No.049094220110 of M/s.Krishna Alloys.



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For Petitioner : Mr.A.S.Balaji

For Respondents : Mr.I.Syed Sibghatulla
for TNEB

ORDER

This writ petition has been filed seeking for issuance of a writ of mandamus to direct the 2nd respondent to permit the petitioner to pay the additional current consumption deposit of Rs.65,94,058/- in 10 monthly installments along with regular current consumption charges for its H.T.S.C.No.049094220110 of M/s.Krishna Alloys.

2. The petitioner has filed this Writ Petition seeking for issuance of a Writ of Mandamus, to direct the 2nd respondent to permit the petitioner to pay the respective Additional current consumption deposit of Rs.65,94,058/- in 10 equal monthly installments, along with the regular current consumption charges.

3. The counsel for the petitioner has brought to the notice of the Court that 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



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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 cases, this Court is inclined to grant similar relief to the petitioner herein.

4. Accordingly, the Writ Petition is allowed and the petitioner is directed to pay the Additional Security Deposit of Rs.65,94,058/- 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.

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Index : Yes/No

Speaking order / Non-speaking order

Neutral Citation Case : Yes/No

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Office to Note: Issue order copy on 09.06.2023



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M.DHANDAPANI, J.

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