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W.P.Nos.12828 to 12831 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.06.2023

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.12828 to 12831 of 2009

and

M.P.Nos.2 of 2009 (4MPs) & 3 of 2009 (4MPs)

Brakes India Limited

Represented by its Managing Director Mr.S.Viji

Padi, Chennai – 600 050.

... Petitioner
in 4WPs

Vs.

1.Tamil Nadu Electricity Board (TNEB)

Represented by its Chairman

Anna Salai, Chennai.

2.Chief Financial Controller (Revenue)

Tamil Nadu Electricity Board

Anna Salai, Chennai.

3.The Superintending Engineer

Vellore Electricity Distribution Circle

Tamil Nadu Electricity Board

Vellore – 632 006.

... Respondents
in 4WPs

Prayer in W.P.No.12828 of 2009: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 2nd respondent culminating in his impugned



proceeding viz. U.O.Lr.No.CFC /Rev/Fc/Rev/D.No. / Dated 24.06.2009, quash the same and direct the respondents not to discriminate between the petitioner as a consumer of wind energy and consumers of other forms of captive power generation in terms of restriction and control measures imposed by the 2nd respondent, as directed by the Tamil Nadu Electricity Regulatory Commissioner (TNERC) in its Order dated 28.11.2008 passed in M.P.No.42 of 2008 in so far as it relates to the petitioner's HT SC No.1168.

Prayer in W.P.No.12829 of 2009: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 2nd respondent culminating in his impugned proceeding viz. U.O.Lr.No.CFC/Rev/Fc/Rev/D.No. / Dated 24.06.2009, quash the same and direct the respondents not to discriminate between the petitioner as a consumer of wind energy and consumers of other forms of captive power generation in terms of restriction and control measures imposed by the 2nd respondent, as directed by the Tamil Nadu Electricity Regulatory Commissioner (TNERC) in its Order dated 28.11.2008 passed in M.P.No.42 of 2008 in so far as it relates to the petitioner's HT SC No.1067.

Prayer in W.P.No.12830 of 2009: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 2nd respondent culminating in his impugned proceeding viz. U.O.Lr.No.CFC/Rev/Fc/Rev/D.No. / Dated 24.06.2009, quash the same and direct the respondents not to discriminate between the petitioner as a consumer of wind energy and consumers of other forms of



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captive power generation in terms of restriction and control measures imposed by the 2nd respondent, as directed by the Tamil Nadu Electricity Regulatory Commissioner (TNERC) in its Order dated 28.11.2008 passed in M.P.No.42 of 2008 in so far as it relates to the petitioner's HT SC No.1147.

Prayer in W.P.No.12831 of 2009: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 2nd respondent culminating in his impugned proceeding viz. U.O.Lr.No.CFC/Rev/Fc/Rev/D.No. / Dated 24.06.2009, quash the same and direct the respondents not to discriminate between the petitioner as a consumer of wind energy and consumers of other forms of captive power generation in terms of restriction and control measures imposed by the 2nd respondent, as directed by the Tamil Nadu Electricity Regulatory Commissioner (TNERC) in its Order dated 28.11.2008 passed in M.P.No.42 of 2008 in so far as it relates to the petitioner's HT SC No.1235.

For Petitioner : Mr.Arun Anbumani
(in 4WPs)

For Respondents : Mr.S.Madhu Sudhanan
[For TNEB]
(in 4WPs)



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COMMON ORDER

The learned counsel appearing on behalf of the respondents / Tamil Nadu Electricity Board made a submission that the claims made by the respondents against the writ petitioner had already been closed. Since the claims made against the petitioner are closed by the respondents, no further adjudication needs to be undertaken.

2. Accordingly, these Writ Petitions stand closed. No costs.
Consequently, connected Miscellaneous Petitions are closed.

05.06.2023

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



To

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Represented by its Chairman
Anna Salai, Chennai.

2. Chief Financial Controller (Revenue)

Tamil Nadu Electricity Board
Anna Salai, Chennai.

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S.M.SUBRAMANIAM, J.

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