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W.P.Nos.19354 and 19356 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2023

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.Nos.19354 and 19356 of 2023

Sri Palani Murugan Enterprises Ltd.,
Appanaickenpatti, Pudusulur (Via),
Coimbatore,
repd. By its Authorized Signatory,
I.Ravi. ... Petitioner in W.P.No.19354 of 2023

Ruckmani Ammal Cotspin Private Ltd.,
S.F.No.264/4A, Chinnaveeram-Patty,
Pukkulam(Post),
Udumalpet,
Rept. By its Manager
K.Nagarajan ... Petitioner in W.P.No.19354 of 2023
vs.

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

2. The Superintending Engineer,
Udumalpet Electricity Distribution Circle,
Corporation Limited, Tirupur Road,
Udumalpet.

... Respondents

Prayer in W.P.No.19354 of 2023 : Petition filed under Article 226 of
the Constitution of India praying to issue a writ of Mandamus, directing



W.P.Nos.19354 and 19356 of 2023

the 1st and 2nd respondent to permit the petitioner to pay the Additional Security Deposit of Rs.32,19,776/- alone in 10 equal monthly installments, along with the regular current consumption charges.

Prayer in W.P.No.19356 of 2023 : 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.25,75,545/- alone in 10 equal monthly installments, along with the regular current consumption charges.

Both W.P.s

For Petitioner : Mr.R.S.Pandiyaraj

For Respondents : Mr.L.Jai Venkatesh
Standing Counsel

COMMON ORDER

Since the issue involved in the present writ petitions are one and the same they are disposed of by way of this common order.

2. The petitioners have filed these Writ Petitions seeking for issuance of a Writ of Mandamus, directing the respondents 1 and 2 in respective writ petitions to permit the petitioners to pay the respective Additional Security Deposit in 10 equal monthly installments, along with the regular current consumption charges.



W.P.Nos.19354 and 19356 of 2023

WEB COPY

3. The counsel for the petitioners 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 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 petitioners herein.

4. Accordingly, the Writ Petitions are allowed and the petitioners are directed to pay the respective Additional Security Deposit to the second respondent in respective writ petitions 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 in respective writ petitions to initiate



WEB COPY



W.P.Nos.19354 and 19356 of 2023

M.DHANDAPANI, J.

(rap)

appropriate action against the petitioners in accordance with law. No costs.

30.06.2023

Index : Yes/No

Speaking order / Non-speaking order

Neutral Citation Case : Yes/No

(rap)

Office to Note: Issue order copy on 30.06.2023

W.P.Nos.19354 and 19356 of 2023



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W.P.Nos.19354 and 19356 of 2023

30.06.2023