



W.P.No.22445 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.07.2023

CORAM

MR.JUSTICE N.SESHASAYEE

W.P.No.22445 of 2023

Mahendra Feeds & Foods
Represented by its Managing Partner
V.Palanisamy

... Petitioner

Vs.

1.Tamil Nadu Generation and Distribution Corporation Ltd
(TANGEDCO)
Represented by its Chairman & Managing Director
No.144, Anna Salai
Chennai 600 002

2.Chief Engineer
Non-Conventional Energy Sources
Tamil Nadu Generation and Distribution
Corporation Limited
No.144, Anna Salai
Chennai 600 002

3.The Chief Financial Controller / Revenue
TANGEDCO
7th Floor, East Wing
No.144, Anna Salai
Chennai 600 002



W.P.No.22445 of 2023

4.The Superintending Engineer
TANGEDCO
Namakkal Electricity Distribution Circle
Namakkal 637 001

5.The Superintending Engineer
TANGEDCO
Chengalpattu Electricity Distribution Circle
Chengalpattu

... Respondents

PRAYER: The writ petition filed under Article 226 of the Constitution of India, for issuance of a writ of Mandamus, forbearing the respondent and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's user until the entire outstanding dues of Rs.15,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioner's Solar Power Plant HTSC No.049514370015 is paid or give adjustment in the current consumption charges payable by petitioner's user in HTSC No.099094110661 of Chengalpattu EDC till the entire amount is adjusted, based on the petitioner's representation dated 21.09.2022 sent to the 2nd respondent.

For Petitioner : Mr.S.Senthil

For Respondents : Mr.L.Jai Venkatsh
Standing Counsel for TNEB



W.P.No.22445 of 2023

ORDER

By consent, this writ petition is taken up for final disposal at the admission stage itself.

2.This petition is filed seeking refund of a security deposit of Rs.15 lakhs which the respondent is duty bound to repay. The deposit was made by establishing solar power plant and as per the norms once the solar power plant is commissioned, the respondent is obligated to refund the security deposit.

3.Mr.L.Jai Venkatesh, the learned standing counsel takes notice for the Tamil Nadu Electricity Board.

4.This Court understands that the respondent is also raising current consumption charges against the petitioner and this court now directs that the respondent is required to adjust its current consumption charges against the refundable deposit, which it is obligated to do. This arrangement will commence from September 2023.



W.P.No.22445 of 2023

5.The writ petition is accordingly disposed of. No costs.

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31.07.2023
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Index : Yes / No

Neutral Citation : Yes / No

To.

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

2.Chief Engineer
Non-Conventional Energy Sources
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W.P.No.22445 of 2023

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W.P.No.22445 of 2023

N.SESHASAYEE, J.

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W.P.No.22445 of 2023

31.07.2023

(3/3)