



WEB COPY



W.P.No.27609 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.09.2023

CORAM

MR.JUSTICE N.SESHASAYEE

W.P.No.27609 of 2023
and W.M.P.No.27065 of 2023

Shree Sanghvi Mills (P) Ltd.
No.705/3, Poolam Village
Moondradaippu 627 152
Repd. by its Authorised Signatory Mr.S.Babu
Vs.

... Petitioner

1.The Tamil Nadu Generation and
Distribution Corporation Ltd.
TANGEDCO
10th Floor, Eastern Wing
N.P.K.R.R. Maligai
144, Anna Salai
Chennai 600 002
Represented by its Chairman & Managing Director

2.The Chief Engineer
Non-Conventional Energy Sources (NCES)
TANGEDCO
2nd Floor, Eastern Wing
144, Anna Salai
Chennai 600 002

3.The Superintending Engineer
TANGEDCO
Tirunelveli Electricity Distribution Circle
TIRUNELVELI



W.P.No.27609 of 2023

4.Tamil Nadu Electricity Regulatory Commission

6th Floor

SIDCO Corporate Office Building

Thiru.Vi.Ka.Industrial Estate

Guindy, Chennai 600 026

Represented by its Secretary

... Respondents

PRAYER: The writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd respondent to grant long term intra state open access approval to the petitioner's Wind Energy WF.HT.SC.Nos.079204720590 on the petitioner's application dated 22.06.2023 and extend the Energy Wheeling Agreements dated 01.09.2020 from 20 years to 25 years from the date of commissioning of the petitioner's WEG Nos.079204720590 as per the 2nd respondent's own memo dated 15.09.2021 and further direction to the 3rd respondent to give adjustment of wind energy generated from the petitioner Wind Mills from 09/2023 onwards against petitioner's third party users under long term open access consumer.

For Petitioner : Mr.R.S.Pandiyaraj

For Respondents : Mr.D.R.Arunkumar
Standing Counsel

ORDER

The petitioner has been selling wind energy to third parties through open access. According to the petitioner, no energy which the petitioner is generating has been banned by the TANGEDCO. It is in these circumstances he submits in terms of



W.P.No.27609 of 2023

the circular dated 15.09.2021, issued by the Chief Engineer, he seeks extension of his wheeling agreement by another five years and has made an application to that effect on 22.06.2023.

2.Mr.D.R.Arunkumar, the learned standing counsel has taken notice for the respondents.

3.This Court now directs the 2nd respondent to consider the representation of the petitioner at the very earliest in order to facilitate him to wheel the energy without any disruption from 01.10.2023, provided if his requests meet all other criteria prescribed other than the range of the wind mill.

4.The writ petition stands disposed of accordingly. No costs. Consequently, the connected miscellaneous petition is closed.

22.09.2023

kas

Note: Issue order copy today



WEB COPY



W.P.No.27609 of 2023

N.SESHASAYEE, J.

kas

To

1.The Chairman & Managing Director
The Tamil Nadu Generation and
Distribution Corporation Ltd.
TANGEDCO 10th Floor, Eastern Wing
N.P.K.R.R. Maligai
144, Anna Salai, Chennai 600 002

2.The Chief Engineer
Non-Conventional Energy Sources (NCES)
TANGEDCO
2nd Floor, Eastern Wing
144, Anna Salai, Chennai 600 002

3.The Superintending Engineer
TANGEDCO
Tirunelveli Electricity Distribution Circle
TIRUNELVELI

4.The Secretary
Tamil Nadu Electricity Regulatory Commission
6th Floor
SIDCO Corporate Office Building
Thiru.Vi.Ka.Industrial Estate
Guindy, Chennai 600 026

W.P.No.27609 of 2023
and W.M.P.No.27065 of 2023

22.09.2023