



WEB COPY



W.P.No.28164 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.09.2023

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MR.JUSTICE N.SESHASAYEE

W.P.No.28164 of 2023
and W.M.P.No.27691 of 2023

Mothi Spinners P Ltd.,
108, Komarapalayam Main Road,
Pallipalayam, Erode-638 006.
Rep. by its Authorised Signatory
Mr.Bharathwaj Mohan

... Petitioner

Vs.

1.The Chiarman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai,
Chennai-600002.

2.Chief Engineer,
Non-Conventional Energy Sources,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai,
Chennai-600 002

3.The Director/Generation
TANGEDCO,
144, Anna Salai,
Chennai-600 002.



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4.The Superintending Engineer,
TANGEDCO,
Erode Electricity Distribution Circle,
Erode.

... 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 HTSC No.049094370456 till the entire outstanding dues of Rs.60,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioner's Solar Power Plant HTSC No.059514500068 is paid or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.S.P.Parthasarathy

For Respondents : Mr.S.Madhusudanan
Standing Counsel for R1 to R4

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.60,00,000/- which the respondent is duty bound to repay. The deposit was made by



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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.S.Madhusudanan, the learned standing counsel takes notice for respondents 1 to 4.

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 October 2023.

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

27.09.2023
(5/6)

Anu



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N.SESHASAYEE, J.

Anu

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