



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 20.11.2023

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THE HONOURABLE **DR. JUSTICE ANITA SUMANTH**

W.P.No.32616 of 2023

& WMP.No.32206 of 2023

M/s.K.M.Knitwear Pvt. Ltd.,
14-F, Lakshmi Nagar First Street,
City Grden, Tirupur-641 602.
By its Managing Director
K.M.Subramaniam
Petitioner

...

Vs

1. The Chairman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai 600 002.
2. Chief Engineer,
Non-Conventional Energy Sources,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai 600 002.
3. Director Generation,
TANGEDCO,
144, Anna Salai
Chennai-600 002.
4. The Superintending Engineer



TANGEDCO,
Palladam Electricity Distribution Circle,
Palladam.

... Respondents

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PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue 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.039094390265 till the entire outstanding dues of Rs.50,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the Petitioner's Solar Power Plant HTSC No.05951400082 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.L.Jai Venkatesh
Standing Counsel

ORDER

Mr.L.Jai Venkatesh, learned Standing Counsel accepts notice for the respondents and is armed with instructions to enable final disposal of this matter, even at the stage of admission.

2. The prayer is for a mandamus forbearing the respondents, officials of the Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO) from collecting current consumption charges or any further charges till the entirety of



the outstanding dues of Rs.50,00,000/- is adjusted as against the consumption charges.

3. Mr.L.Jai Venkatesh would acquiesce to the position that the amount of Rs.50.00 lakhs as quantified by the petitioner is indeed arrears due to the petitioner.

4. Thus, and in light of the aforesaid admission, mandamus is issued forbearing the respondents from collecting the current consumption charges and directing the respondents to adjust the outstanding dues first as against the charges.

5. It is seen that similar orders have been passed in identical circumstances in Writ Petitions in W.P.Nos.33072 of 2022 dated 07.12.2022 and W.P.No.1857 of 2023 dated 14.02.2023.

6. In light of the above, this Writ Petition stands allowed. No costs. Connected Miscellaneous Petition is closed.

20.11.2023

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Index : Yes / No

Speaking Order: Yes

Neutral Citation: Yes



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W.P.No.32616



DR.ANITA SUMANTH, J.

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To

1. The Chairman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
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(2/6)