



W.P(MD)No.5316 of 2022

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.10.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.5316 of 2022
and
W.M.P(MD)No.4323 of 2022

Rukmani Ammal Educational &
Charitable Trust, Dindigul,
Represented by its Treasurer,
Sreenivasan,
S/o.VL.Krishnasamy,
Residing at 5/834, Malligai Street,
Co-operative Nagar,
Dindigul – 624 005.

... Petitioner

Vs

- 1.The Supreintending Engineer,
TANGEDCO,
Madurai Region,
Madurai.
- 2.The Assistant Executive Engineer,
Distribution,
TANGEDCO,
Usilampatti,
Madurai.
- 3.The Assistant Engineer,
TANGEDCO, West
Usilampatti, Madurai.



W.P(MD)No.5316 of 2022

4. The Assistant Account Officer,
Revenue Branch,
TANGEDCO,
Usilampatti, Madurai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, to call for the records relating to the impugned notice issued by third respondent dated 16.03.2022 in Lr.No.AEE/D/Usilai/S.AA/File.AAO/A.No.165/2022 and quash the same.

For Petitioner : Ms.M.Rajeswari

For Respondents : Mr.S.Dheenadhayalan
Standing Counsel

ORDER

Heard both sides.

2. The impugned demand has been raised straightaway passed on audit slip dated 24.12.2021. The petitioner has not been issued with any prior notice. There is a clear violation of principles of natural justice. On this sole ground, the impugned demand is set aside.

3. The matter is remitted to the file of the third respondent. It is open to the third respondent to issue notice to the petitioner and after notifying the



W.P(MD)No.5316 of 2022

petitioner's objection and after holding a summary enquiry, final order shall be passed in accordance with law. I make it clear that I have not gone into the merits of the matter. The impugned communication is quashed.

4. This writ petition is allowed on these terms. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

03.10.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
MGA

To

- 1.The Supreintending Engineer,
TANGEDCO,
Madurai Region,
Madurai.
- 2.The Assistant Executive Engineer,
Distribution,
TANGEDCO,
Usilampatti,
Madurai.
- 3.The Assistant Engineer,
TANGEDCO, West
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W.P(MD)No.5316 of 2022

G.R.SWAMINATHAN, J.

MGA

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