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W.P.Nos.6513, 6517, 6523, 6527 and 6531 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.02.2024

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.6513, 6517, 6523, 6527 and 6531 of 2021

and

W.M.P.Nos.7095, 7105, 7113, 7118 and 7122 of 2021

W.P.No.6513 of 2021

M/s.Premier Mills pvt ltd., HTSC 265

... Petitioner

Vs.

1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmipathy Salai (Marshall's Road),
Egmore, Chennai – 600008.
2. The Chairman,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
4. The Superintending Engineer,
TANGEDCO, Udumalpet Electricity Distribution Circle,
Udumalpet.
5. The Superintending Engineer,
TANGEDCO, Thirunelveli Electricity Distribution Circle,
Thirunelveli.



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6. The Superintending Engineer,
TANGEDCO, Dindigul Electricity Distribution Circle,
Dindigul.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner until the Respondents makes payment of the outstanding dues of Rs.2,16,29,884/- (for the year of 2016- 17 and 2017 - 18) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted

For Petitioner : Mr.Saravanakumar (in all WPs)
For R2 to R6 : Mr.D.R.Arunkumar,
Standing Counsel for TANGEDCO

W.P.No.6517 of 2021

Guruvayurappan Textiles pvt ltd., B Unit

... Petitioner

Vs.

1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmipathy Salai (Marshall's Road),
Egmore, Chennai – 600008.
2. The Chairman,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.



3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.

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

5. The Superintending Engineer,
TANGEDCO, Tuticorin Electricity Distribution Circle,
Tuticorin.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner until the Respondents makes payment of the outstanding dues of Rs.19,33,705/- (for the year of 2018-2020) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.Saravanakumar (in all WPs)

For R2 to R5 : Mr.D.R.Arunkumar,
Standing Counsel for TANGEDCO

W.P.No.6523 of 2021

Global Calcium pvt ltd.,

... Petitioner

Vs.

1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmi pathy Salai (Marshall's Road),



Egmore, Chennai – 600008.

2. The Chairman, Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.

3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.

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

5. The Superintending Engineer,
TANGEDCO, Tirunelveli Electricity Distribution Circle,
Tirunelveli.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner until the Respondents makes payment of the outstanding dues of Rs.31,29,510/-(for the year of 2010-2011) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.Saravanakumar (in all WPs)
For R2 to R5 : Mr.D.R.Arunkumar,
Standing Counsel for TANGEDCO

W.P.No.6527 of 2021

M/s.Premier Cotton Textiles, HTSC 207

... Petitioner

Vs.



1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmipathy Salai (Marshall's Road),
Egmore, Chennai – 600008.
2. The Chairman,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
4. The Superintending Engineer,
TANGEDCO, Udumalpet Electricity Distribution Circle,
Udumalpet.
5. The Superintending Engineer,
TANGEDCO, Tirunelveli Electricity Distribution Circle,
Tirunelveli. ... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner until the Respondents makes payment of the outstanding dues of Rs.1,31,46,592/-(for the year of 2016-17 and 2017-18)) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.Saravanakumar (in all WPs)

For R2 to R5 : Mr.D.R.Arunkumar,
Standing Counsel for TANGEDCO



W.P.No.6527 of 2021

Sree Narasimha Textiles pvt ltd., HTSC No.246

... Petitioner

Vs.

1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmipathy Salai (Marshall's Road),
Egmore, Chennai – 600008.
 2. The Chairman,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
 3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
 4. The Superintending Engineer,
TANGEDCO, Coimbatore Electricity Distribution Circle,
Coimbatore.
 5. The Superintending Engineer,
TANGEDCO, Udumalpet Electricity Distribution Circle,
Udumalpet.
- ... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner until the Respondents makes payment of the outstanding dues of Rs.22,81,381/-(for the year of 2017-18)) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.



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For Petitioner : Mr.Saravanakumar (in all WPs)

For R2 to R5 : Mr.D.R.Arunkumar,
Standing Counsel for TANGEDCO

COMMON ORDER

The learned counsel for the petitioners would submit that the issues raised in these writ petitions is covered under the orders passed by this Court in a batch of Writ Petitions in W.P.No.6776 of 2020 etc., batch dated 28.10.2021. The relevant portion of the order reads as under:-

*“ 11. In view of the above, all these **Writ Petitions are Disposed of** with the following directions:-*

(a) In all those cases where the TANGEDCO has acted upon the interim orders passed by this Court and the entire outstanding amounts due and payable has been adjusted, those writ petitions will be rendered infructuous since the grievance of those petitioners stands redressed;

(b) In those cases where the TANGEDCO is in



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the process of adjusting the outstanding amount due, such adjustment shall be continued till the entire outstanding amount is adjusted towards the current consumption charges / open access charges payable by the respective petitioners and

(c) The TANGEDCO shall not take any coercive steps to disconnect the electricity connection to the petitioners until the outstanding amounts due and payable is completely adjusted towards the current consumption charges/ open access charges payable by the petitioners.

12.Post these cases under the caption "for filing final report" on 23.12.2021 with regard to the subsequent developments that takes place in the meeting to be held on 20.12.2021 and also with regard to the submission of the policy paper as directed by this Court through order dated 03.09.2021.

No costs. Consequently, connected



miscellaneous petitions are closed.”

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2. Accordingly, these Writ Petitions are disposed of based on the order passed in the Writ Petition cited supra. Consequently, the connected Miscellaneous Petitions are closed. No costs.

08.02.2024

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Index : Yes

Speaking order

To

1. The Tamil Nadu Electricity Regulatory Commission,
Represented by its Secretary,
19-A, Rukmini Lakshmipathy Salai (Marshall's Road),
Egmore, Chennai – 600008.
2. The Chairman, Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
3. The Director Finance,
Tamil Nadu Generation and Distribution Corporation Ltd.,
144, Anna Salai, Chennai – 600 002.
4. The Superintending Engineer,
TANGEDCO, Udumalpet Electricity Distribution Circle, Udumalpet.
5. The Superintending Engineer,
TANGEDCO, Thirunelveli Electricity Distribution Circle Thirunelveli.
6. The Superintending Engineer,
TANGEDCO, Dindigul Electricity Distribution Circle, Dindigul.
7. The Superintending Engineer,
TANGEDCO, Tuticorin Electricity Distribution Circle, Tuticorin.



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8. The Superintending Engineer, TANGEDCO,
Krishnagiri Electricity Distribution Circle, Krishnagiri.

S.M.SUBRAMANIAM, J.

skr

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