



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 07.03.2024

CORAM

THE HONOURABLE **DR. JUSTICE ANITA SUMANTH**

W.P.No.6077 of 2024
& WMP.No.6724 of 2024

Hindustan Textiles,
1/372, Mettupalayam Road,
K.Vadamadurai (P.O.)
Coimbatore-641 017
Repd. by its Authorized Signatory
S.Prabhu

... 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,
Coimbatore North Electricity Distribution Circle,
Coimbatore.

... 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 Respondents and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's HTSC No.039094300068 till the entire outstanding dues of Rs.20,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the Petitioner's Solar Power Plant HTSC No.029514180008 is paid or give adjustment in the current consumption charges payable by the Petitioner till the entire amount is adjusted.

For Petitioner : Mr.M.Saravana Kumar
For Respondents : Mr.Yaqoob
for Mr.D.R.Arun Kumar
Standing Counsel

ORDER

Mr.Yaqoob, learned counsel appearing on behalf of Mr.D.R.Arun Kumar, 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.20,00,000/- is adjusted as against the consumption charges.

3. Mr.Yaqoob would acquiesce to the position that the amount of Rs.20,00,000/- 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.

07.03.2024

Index : Yes / No
Speaking Order:Yes/No
Neutral Citation:Yes
vs



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To

W.P.No.6077



DR.ANITA SUMANTH, J.

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