



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 25.03.2024

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THE HONOURABLE DR. JUSTICE ANITA SUMANTH
W.P.Nos.8204, 8208, 8211 and 8216 of 2024
& WMP.Nos.9153, 9156, 9161 and 9165 of 2024

M/s.Pachaiyappas Silks Pvt. Ltd.,
167, Gandhi Road,
Kanchipuram – 631 501
by its Authorized Signatore S.Kandavel

... Petitioner in W.P.No.8204 of 2024

M/s.Akshara Spinning Mills P. Ltd.,
Head Office No.10A, Puliamarathottam,
First Street, Mangalam Road,
Tirupur – 641 604
rep. by its Authorized Signatory
S.Feroz

... Petitioner in W.P.No.8208 of 2024

M/s.Green Cotton Mills,
No.211/2, Mangammal Thottam,
S.F.No.88/2, MTP Road, Narasimmanaickenpalayam,
Coimbatore – 641 031.
repd. By its Partner Pradeep

... Petitioner in W.P.No.8211 of 2024

M/s.Adisankara Spinning Mills P Ltd.,
Regd. Office No.S.F.No.201/2, Site No.208/2,
Sirupooluvapatti Main Road,
Velampalayam, Tirupur – 641 682
repd. By its Authorized Signatorey
S.Feroz

... Petitioner in W.P.No.8216 of 2024

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
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai 600 002.

... Respondents in the above W.Ps

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

.... Respondent in W.P.No.8204 of 2024

4. The Superintending Engineer
TANGEDCO,
Gobi Electricity Distribution Circle,
Gobichettipalayam.

.... Respondent in W.P.No.8208 of 2024

4. The Superintending Engineer
TANGEDCO,
Coimbatore Metro Electricity Distribution Circle,
Coimbatore.

.... Respondent in W.P.No.8211 of 2024

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

.... Respondent in W.P.No.8216 of 2024



COMMON PRAYER : Writ Petitions 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 petitioners' HTSC.No.089094121315 (W.P.No.8204 of 2024), 049094360137 (W.P.No.8208 of 2024), 039094350432 (W.P.No.8211 of 2024) and 059094500182 (W.P.No.8216 of 2024) till the entire outstanding dues of Rs.10,00,000/- (W.P.No.8204 of 2024), Rs.30,00,000/- (W.P.No.8208 of 2024) Rs.10,00,000/- (W.P.No.8211 of 2024) and Rs.30,00,000/- (W.P.No.8216 of 2024) payable to the petitioners along with interest towards refundable security deposit in the account of the petitioners' solar power plant HTSC No.069534400007 (W.P.No.8204 of 2024), 059514500062 (W.P.No.8208 of 2024), 059514500149 (W.P.No.8211 of 2024) and 059514500067 (W.P.No.8216 of 2024) is paid or give adjustment in the current consumption charges payable by the petitioners till the entire amount is adjusted.

In all W.Ps
For Petitioner : Mr.R.S.Pandiyaraj
For Respondents : Mr.D.R.Arun Kumar
Standing Counsel

COMMON ORDER

Mr.D.R.Arun Kumar, learned Standing Counsel accepts notice for the respondents and is armed with instructions to enable final disposal of these matters, 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.10,00,000/- (W.P.No.8204 of 2024), Rs.30,00,000/-



(W.P.No.8208 of 2024) Rs.10,00,000/- (W.P.No.8211 of 2024) and Rs.30,00,000/-

(W.P.No.8216 of 2024) is adjusted as against the consumption charges.

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3. Mr.Arun Kumar would acquiesce to the position that the amount of Rs.10,00,000/- (W.P.No.8204 of 2024), Rs.30,00,000/- (W.P.No.8208 of 2024) Rs.10,00,000/- (W.P.No.8211 of 2024) and Rs.30,00,000/- (W.P.No.8216 of 2024) as quantified by the petitioners are, indeed, arrears due to the petitioners.

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, these Writ Petitions stand allowed. No costs. Connected Miscellaneous Petitions are closed.

25.03.2024

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Index : Yes / No

Speaking Order: Yes

Neutral Citation: Yes

To

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Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai 600 002



2. Chief Engineer,
Non-conventional Energy Sources,
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Dr.ANITA SUMANTH,J.

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