



WEB COPY

W.P.Nos. 15491 and 15613



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 18.06.2024

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THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.Nos.15491 and 15613 of 2024
& WMP.Nos.16841 and 17003 of 2024

M/s. Dollar Industries Ltd. (Spinning Division)
V.Pudukottai Village, Minukkampatti
Vedasandur, Dindigul
Repd. by its Authorized Signatory
D.Prabakaran

... Petitioner in W.P.No.15491 of 2024

M/s. Ashok Matches and Timber Industries Pvt. Ltd.,
HTSC No.099094000754
Plot No.16, 17, 18, 19, 20a(s.p) Jawaharlal Nehru Road,
(I.R.r.road) Thiru.Vi.Ka.Industrial Estate, Guindy,
rep. by its Director
Niranjansankar

... Petitioner in W.P.No.15613 of 2024

Vs

1. Tamil Nadu Electricity Regulatory
Commission repd. By its Secretary,
19-A, Rukmini LakshmipathySalai,
(Marshall's Road)
Egmore, Chennai – 600 008.
2. The Chairman,
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai
Chennai 600 002
3. Director Finance
Tamil Nadu Generation and Distribution
Corporation Limited, 144, Anna Salai



... Respondents in both W.Ps

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

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

.... Respondents in W.P.No.15491 of 2024

4. The Superintending Engineer
TANGEDCO,
Chennai South - 1 Electricity Distribution Circle,
Chennai.

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

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

.... Respondents in W.P.No.15613 of 2024

PRAYER in W.P.No.15491 of 2024: 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 until the respondents make payment of the outstanding dues of Rs.12,23,912/- (for the year 2021-2022) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.



PRAYER in W.P.No.15613 of 2024: 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 until the respondents make payment of the outstanding dues of Rs.83,04,114/- (for the year 2020-2024) payable to the petitioner or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

In both W.Ps
For Petitioner : Mr.M.Saravanakumar
For Respondents : Mr.S.Madhusudanan
Standing Counsel

COMMON ORDER

Mr.S.Madhusudanan, 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.12,23,912/- (W.P.No.15491 of 2024), and Rs.83,04,114/- (W.P.No.15613 of 2024) is adjusted as against the consumption charges.

3. Mr.Madhusudanan would acquiesce to the position that the amount of Rs.12,23,912/- (W.P.No.15491 of 2024), and Rs.83,04,114/- (W.P.No.15613 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.

18.06.2024

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Index : Yes / No

Speaking Order: Yes

Neutral Citation: Yes

To

1. Tamil Nadu Electricity Regulatory Commission repd. By its Secretary, 19-A, Rukmini Lakshmipathy Salai, (Marshall's Road) Egmore, Chennai – 600 008
2. The Chairman, Tamil Nadu Generation and Distribution Corporation Limited, 144, Anna Salai Chennai 600 002
3. Director Finance Tamil Nadu Generation and Distribution Corporation Limited, 144, Anna Salai Chennai 600 002.



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Dr.ANITA SUMANTH,J.

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