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W.P.Nos.27072, 27076 and 27073 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.09.2024

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.Nos.27072, 27076 and 27073 of 2024

M/s.Gajendra Speciality Paper Mills LLP
Represented by its Director
R.Selvaraj ... Petitioner in W.P.27072/2024

M/s.Navaneetha Super Store LLP
Repd. by its Authorized Signatory
C, K.Iyappan ... Petitioner in W.P.27076/2024

M/s.Sumathy Spinning Mills Private Limited
Represented by its Authorized Signatory
Karthikeyan K. ... Petitioner in W.P.27073/2024

Vs.

1.The Chairman and Managing Director,
Tamil Nadu Generation and Distribution,
Corporation Limited,
144, Anna Salai,
Chennai – 600 002. ... Respondent in all the W.Ps.

2.The Superintending Engineer,
Namakkal Electricity Distribution Circle – North
Tamil Nadu Generation and Distribution,
Corporation Limited,
Namakkal. ... Respondent in W.P.27072/2024

2.The Superintending Engineer,
Trichy Electricity Distribution Circle
Tamil Nadu Generation and Distribution,
Corporation Limited,
Trichy. ... Respondent in W.P.27076/2024



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2.The Superintending Engineer,
Coimbatore Electricity Distribution Circle – North
Tamil Nadu Generation and Distribution,
Corporation Limited,
Coimbatore.

... Respondent in W.P.27073/2024

Common Prayer:

Petitions filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents 1 and 2 to permit the petitioner to pay the Additional Security Deposit of Rs.26,10,053/-, Rs.17,54,639/- and Rs.29,59,435/- respectively, alone in seven equal monthly installments, along with the regular current consumption charges.

For Petitioners : Mr.Ali Hassan Khan
in all the W.Ps.
For Respondents : Mr.S.Kalaiselvan
in W.P.No.27072 of 2024
Mr.D.Suresh Kumar
in W.P.No.27076 of 2024
Mr.L.Jai Venkatesh
in W.P.No.27073 of 2024

COMMON ORDER

The petitioners have filed these writ petitions seeking issuance of Writ of Mandamus directing the respondents 1 and 2 to permit the petitioner to pay the Additional Security Deposit of Rs.26,10,053/-, Rs.17,54,639/- and Rs.29,59,435/- respectively, alone in seven equal monthly installments, along with the regular current consumption charges.



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2.Mr.S.Kalaiselvan, learned counsel takes notice on behalf of the respondents in W.P.No.27072 of 2024. Mr.D.Suresh Kumar, learned counsel takes notice on behalf of the respondents in W.P.No.27076 of 2024. Mr.L.Jai Venkatesh, learned counsel takes notice on behalf of the respondents in W.P.No.27073 of 2024.

3. The learned counsel for the petitioners has brought to the notice of the Court, an earlier order passed by this Court in W.P.No.11500 of 2017, in which, the learned Single Judge has followed the decision of the Division Bench of this Court in Tamil Nadu Electricity Board Vs. Mani Spinning Mills (P) Limited reported in [CDJ 2012 MHC 4380] -(W.A.(MD) Nos.407 to 412 of 2012 dated 02.08.2012). Since the issue involved in these cases is identical to the one involved in the aforesaid case, this Court is inclined to grant similar relief to the petitioners herein.

4. Accordingly, these writ petitions are allowed and the petitioners are directed to pay the Additional Security Deposit to the respective second respondent in six equal monthly installments along with the regular current consumption charges, commencing from 1st



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October, 2024 and shall pay the installments on or before 7th of every succeeding English Calendar month, failing which, it is open to the respondents to initiate appropriate action against the petitioners in accordance with law. No costs.

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Speaking Order/ Non Speaking Order

Index: Yes/ No

Internet: Yes/ No

To

- 1.The Chairman and Managing Director,
Tamil Nadu Generation and Distribution,
Corporation Limited,
144, Anna Salai,
Chennai – 600 002.
- 2.The Superintending Engineer,
Namakkal Electricity Distribution Circle – North
Tamil Nadu Generation and Distribution,
Corporation Limited,
Namakkal.
- 3.The Superintending Engineer,
Trichy Electricity Distribution Circle
Tamil Nadu Generation and Distribution,
Corporation Limited,
Trichy.
- 4.The Superintending Engineer,
Coimbatore Electricity Distribution Circle – North
Tamil Nadu Generation and Distribution,
Corporation Limited,
Coimbatore.

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M.DHANDAPANI,J.
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