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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.10.2024

CORAM:

THE HON'BLE MR.JUSTICE **M.DHANDAPANI**

W.P.No.31296, 31298 and 31299 of 2024

M/s.Hindustan Hardwares,
No.356, Patel Road,
Coimbatore,

Rep. By its Authorized Signatory S.Prabhu.

.... Petitioner in W.P.No.31296 of 2024

Sree Santhosh Garments,
No.9-B, MGR Nagar,
P.N.Road, Tiruppur,
Rep. By its Authorized Signatory
P.Rajadurai.

... Petitioner in W.P.no.31298 of 2024

M/s.Trisshanth Solar Power Plant,
No.3/23-1, second cross, Annamalai Street,
Vadivel Nagar,
Karur,
Rep. By its Authorized Signatory
N.Tirupathi Swamy.

... Petitioner in W.P.no.31299 of 2024

Vs.

1. The Chairman and Managing Director,
TAMIL NADU GENERATION AND DISTRIBUTION CORPORATION
LIMITED,
144, ANNA SALAI, CHENNAI 600 002.

2 The Chief Engineer,

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Non-Conventional Energy Sources,
Tamil Nadu Generation and Distribution
Corporation Ltd., 144, Anna Salai,
Chennai-2

3. The Director Generation,
TANGEDCO, 144, Anna Salai, Chennai-2.

.... Respondents in all the writ petitions

Prayer in W.P.no.31296 of 2024: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus Directing the respondent, to refund Rs.20,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioners solar power plant HTSC No.079534620144.

Prayer in W.P.no.31298 of 2024: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus Directing the respondent, to refund Rs.50,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioners solar power plant HTSC No.079514720100.

Prayer in W.P.no.31299 of 2024: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus Directing the respondent, to refund Rs.10,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioners solar power plant HTSC No.069514430101.



For Petitioner : Mr.R.S.Pandiyaraj in all the petitions

For Respondents : Mr.D.R.Arunkumar
in all the petitions

COMMON ORDER

These Writ Petitions have been filed to direct the respondents, to refund the security deposits with interest being the refundable security deposits made by the petitioners for the purpose of commissioning solar power plant.

2. It is not disputed that the petitioners have commissioned the solar power plant and it is working. The liability of the first respondent to pay is also not in dispute.

3. Considering the same, there will be a direction to the first respondent to refund the security deposits in respective writ petitions with appropriate interest as provided in the contract if there is no legal impediment within a period of eight weeks from the date of receipt of a copy of the order.



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4. With the above directions, all the writ petitions are disposed of. No

costs. No costs.

21.10.2024

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To:

1. The Chairman and Managing Director,
TAMIL NADU GENERATION AND DISTRIBUTION CORPORATION
LIMITED,
144, ANNA SALAI, CHENNAI 600 002.

2 The Engineer,
Non-Conventional Energy Sources,
Tamil Nadu Generation and Distribution
Corporation Ltd., 144, Anna Salai,
Chennai-2.

3. The Director Generation,
TANGEDCO, 144, Anna Salai, Chennai-2.



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M.DHANDAPANI, J.

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W.P.No.31296, 31298 and 31299 of 2024

21.10.2024