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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

THE HON'BLE MS. JUSTICE P.T. ASHA

Case QR

WP No. 39761 of 2026

CNR:{HCMA012338872026}

AND

WMP NO. 44693 OF 2026,WMP NO. 44701 OF 2026,WMP NO. 44702 OF 2026

M/S.KSM Mills
Represented by its Proprietor V.S.Kolandasamy,
through his power agent S.K.Murugavel,
S.F.No.410/5 part 6, perivasemur village, Erode
taluk, Erode District.

..Petitioner(s)

Vs

1. The Chairman District Co-Ordination Committee/District Collector, Erode District, Erode.
2. The Superintending Engineer TANGEDCO, Erode Electricity Distribution Circle 948, EVN Road, Erode.

3. The District Environmental Engineer, Tamilnadu Pollution Control Board, Erode.

..Respondent(s)

Prayer: To call for the records of the first respondent in proceedings bearing Letter No.DC/DEE/TNPCB/ERD/F.DCC/2026 dated .09.2026 and quash the same in so far relates to the petitioner as being violative of the principles of natural justice and direct the respondents 1 and 2 to restore the electricity supply to the petitioners unit forthwith.

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For Petitioner(s): Mr.K.S.Viswanathan Senior Counsel for M/s.T.Hemalatha

For Respondent(s): Mr. S.Saravanakumar
Additional Government Pleader For R1
Mr.D R Raghunath, Standing Counsel, TNEB For R2
M/S.M.Ganesh Babu For R3

ORDER

This Writ Petition has been filed for the following reliefs:-

"To call for the records of the first respondent in proceedings bearing Letter No.DC/DEE/TNPCB/ERD/F.DCC/2026 dated .09.2026 and quash the same in so far relates to the petitioner as being violative of the principles of natural justice and direct the respondents 1 and 2 to restore the electricity supply to the petitioners unit forthwith."

2. The petitioner would submit that it is running an industrial unit under the name and style of M/s. KSM Mills, engaged in the business of processing and finishing textile materials since 2011.

3. The petitioner would submit that the unit was granted consent under the Air and Water Acts vide order dated 05.09.2013 and was also granted authorisation under the Hazardous Waste Management Rules vide proceedings dated 24.09.2018.

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4. The petitioner would submit that it had installed various pollution control equipment, including an Effluent Treatment Plant, Reverse Osmosis (RO) system, Multiple Effect Evaporator (MEE) and Agitated Thin Film Dryer (ATFD), to comply with the pollution control standards prescribed by the Tamil Nadu Pollution Control Board.

5. The petitioner would submit that, from April 2022, it had discontinued all wet processing and dyeing activities and was carrying out only dry bleaching, without generating any trade effluent. The said change was also intimated to the 3rd respondent vide letter dated 23.04.2022.

6. The petitioner would submit that it had subsequently upgraded its pollution control equipment by installing an ATFD and modifying the RO system with four stages. Consequently, the consent under the Air and Water Acts was renewed on 24.06.2026 until 31.03.2031, and the hazardous waste authorisation was renewed on 02.12.2025 until 31.03.2030.

7. The petitioner would submit that, while the unit was carrying on only dry processing activities, the 1st respondent, by proceedings dated September 2026, directed disconnection of electricity supply on the allegation that untreated trade effluent had been discharged into a public drain leading to

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Pitchakarapallam Odai.

8. The petitioner would submit that the impugned proceedings were issued without any prior notice or opportunity of hearing. Acting upon the same, the 2nd respondent disconnected the electricity supply to the petitioner's unit on 11.09.2026. Therefore, aggrieved by the same, the petitioner is before this Court seeking the reliefs stated supra.

9. Heard the learned counsel on either side and perused the records.

10. A perusal of the records would show that the petitioner had discontinued all wet processing and dyeing activities from April 2022 and was carrying on only dry bleaching activities. The petitioner had also intimated the same to the 3rd respondent vide letter dated 23.04.2022. Further, the petitioner had upgraded its pollution control equipment and obtained renewal of consent under the Air and Water Acts and hazardous waste authorisation.

11. While so, the 1st respondent, on the allegation that untreated trade effluent had been discharged into a public drain leading to Pitchakarapallam Odai, had directed disconnection of electricity supply to the petitioner's unit without issuing any prior notice or affording an opportunity of hearing to the

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petitioner to put forth its case. Further, the inspection reports dated 03.09.2026 and 04.09.2026, which have been referred to in the impugned order and formed the basis for passing the same, have also not been furnished to the petitioner. Therefore, the impugned order has been passed totally overlooking the principles of natural justice.

12. In view of the above, the impugned order passed by the 1st respondent is liable to be set aside. Accordingly, the same is set aside and the Writ Petition is allowed as prayed for. The respondents are directed to restore electricity supply to the petitioner's unit forthwith. No costs. Consequently, the connected Miscellaneous Petitions are closed.

04-11-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

SHR

To
To

1. The Chairman District Co-Ordination Committee/District Collector, Erode District, Erode.
2. The Superintending Engineer TANGEDCO, Erode Electricity Distribution Circle 948, EVN Road, Erode.

3. The District Environmental Engineer, Tamilnadu Pollution Control Board, Erode.

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