



WEB COPY



W.P.No.33083 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

**W.P.No.33083 of 2022**  
**and**  
**W.M.P.No.32486 of 2022**

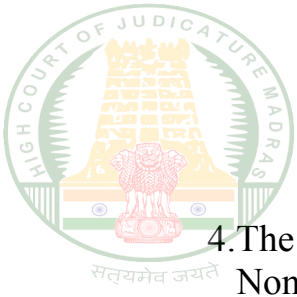
Bharni Cotton Mills.,  
HTSC No.039094350295,  
S.F.No.333/2B, Kannampalayam ROAD,  
Kannampalayam (Post),  
Sulur (via), Coimbatore,  
Represented by its Partner K.Saranya

..Petitioner

Vs.

- 1.Tamil Nadu Electricity Regulatory Commission,  
Rep. 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.Chief Engineer,  
Non-Conventional Energy Sources,  
Tamil Nadu Generation and Distribution Corporation Limited,  
144, Anna Salai, Chennai – 600 002.

1/6



W.P.No.33083 of 2022

WEB COPT

4.The Superintending Engineer,  
Non-Conventional Energy Sources,  
TANGEDCO,  
Udumalpet Electricity Distribution Circle,  
Udumalpet.

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

..Respondents

**Prayer:** Writ Petition filed under Article 226 of the Constitution of India seeking issuance of Writ of Mandamus, forbearing the respondent and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's HTSC No.039094350295 till the entire outstanding dues of Rs.30,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioner's Solar Power Plant HTSC No.059514500080 is paid or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.

For Petitioner : Mr.S.P.Parthasarathy

For Respondents : Ms.V.Revathy

for Mr.L.Jaivenkatesh,

Standing Counsel for R2 to R5



WEB COPY



W.P.No.33083 of 2022

## **ORDER**

Considering the limited prayer sought for in the Writ Petition, this Writ Petition is taken up for disposal at the admission stage with the consent of the learned counsel appearing on either side.

2. The prayer in the writ petition reads as follow:

*To forbear the respondent and their men, agents from collecting current consumption charges, demand charges and any arrears from the petitioner's HTSC No.039094350295 till the entire outstanding dues of Rs.30,00,000/- payable to the petitioner along with interest towards refundable security deposit in the account of the petitioner's Solar Power Plant HTSC No.059514500080 is paid or give adjustment in the current consumption charges payable by the petitioner till the entire amount is adjusted.*

3. The issue is no longer *resintegra*. This Court had considered similar matters and had directed the respondents to adjust the refundable



W.P.No.33083 of 2022

security deposit at Rs.30,00,000/-. There is no dispute regarding the fact

that all the petitioners have commissioned the power plant within the specified time and that they are entitled to refund.

4. In view of the same, there will be a direction to the respondents to adjust the security deposit in the current consumption charges payable by the petitioner. Such adjustment shall start from the next bill. Till such adjustment is over, they shall not disconnect. No costs. Consequently, the connected miscellaneous petition is closed.

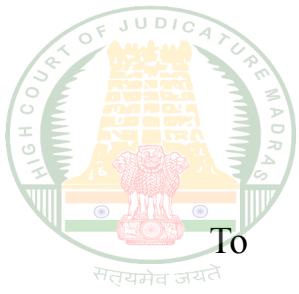
**07.12.2022**

dsa

Index : No

Internet : Yes

Speaking order



W.P.No.33083 of 2022

To

WEB COPY

1. The Secretary,  
Tamil Nadu Electricity Regulatory Commission,  
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. Chief Engineer,  
Non-Conventional Energy Sources,  
Tamil Nadu Generation and Distribution Corporation Limited,  
144, Anna Salai, Chennai – 600 002.
4. The Superintending Engineer,  
Non-Conventional Energy Sources,  
TANGEDCO,  
Udumalpet Electricity Distribution Circle,  
Udumalpet.
5. The Superintending Engineer,  
TANGEDCO,  
Coimbatore Metro Electricity Distribution Circle,  
Coimbatore.



WEB COPY



W.P.No.33083 of 2022

**R.SUBRAMANIAN, J.**

dsa

**W.P.No.33083 of 2022**

**07.12.2022**