

HIGH COURT FOR THE STATE OF TELANGANA :
HYDERABAD

MAIN CASE No.W.P.Nos.17791 and 97 of 2023, 19082 of
2018, 15726 of 2020, 20879 of
2021, 26312 and 34580 of 2022

PROCEEDING SHEET

Sl. No.	Date	Order	Office Note
	25.11.2024	<u>SN,J</u> Heard Sri B.Chandrasen Reddy, learned Senior Designated Counsel appearing on behalf of the petitioners who places reliance on the orders of this Court dated 11.09.2024 in W.P.No.24316 of 2024 and the order of this Court dated 07.03.2001 passed in W.P.No.18031 of 2000 in "<i>L.C.K. Cement Ltd., Macherla Vs. Transmission Corporation of A.P. Ltd., and others</i>" reported in (2001) 3 ALT 497 and in particular, paragraph No.5 of the said order is extracted hereunder: "5. From a reading of the aforementioned clause, it is clear that the consumer has to give in writing one month's notice for temporary deration of CMD after a period of two years from the date of commencement of the agreement. In the present case, the petitioner has issued a letter dated 1-7-2000 requesting for temporary deration of CMD from 800 KVA to 20 KVA, which makes it clear that this letter be treated as one month's notice	

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		as envisaged in the Memo dated 20-9-1993. From the aforementioned Memo, it is not at all clear that deration of power on temporary basis shall be subject to clearing of all arrears. It is not open for the respondent-Corporation to insist the petitioner to pay arrears for the purpose of deration of CMD. Therefore, this Court is of the opinion that the impugned letter of the first respondent-Corporation dated 3-8-2000 directing to clear the dues upto June, 2000 is unsustainable. The Respondent-Corporation is directed to derate the petitioner's power supply from 800 KVA to 20 KVA as prayed for." For the submissions of Sri Vidya Sagar learned senior designated counsel appearing on behalf of the respondents, list on 02.12.2024. SN,J LPD	