

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD**

TUESDAY, THE TWENTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE **ABHINAND KUMAR SHAVILI**

WRIT PETITION NO: 35117 OF 2021

Between:

Anirudh Agro Farms Pvt. Ltd, Having its registered office at # 8-2-12-/112/88 and 89, Aparna Crest, 3rd Floor, Road No.2, Banjara Hills, Hyderabad - 500 034, Telangana
Being represented by its Managing Director K. Ravinder Reddy

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Dept. of Energy, Secretariat Buildings, Saifabad, Hyderabad.
2. The Telangana State Southern Power Distribution Company Limited, (TSSPDCL), Corporate Office at # 6-1-50, Mint Compound, Hyderabad - 500 063 Rep. by its Chairman and Managing Director
3. Superintending Engineer, TSSPDCL, Sadashivpet, Ranga Reddy
4. The Divisional Electrical Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
5. Assistant Divisional Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
6. Assistant Engineer, Sadashivpet Rural, Sadashivpet, Ranga Reddy
7. The Liquidator, (M/s. Priyadarshini Spinning Mills Ltd), Mr. Krishna Mohan Gollamudi FF 26, Raghava Ratna Towers, Chirag Ali Lane, Abids, Hyderabad - 500001.

Respondents

WHEREAS the Petitioner above named through its Advocate Sri Pasham Mohith, presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus (i)Declaring the action of the Respondents in demanding payment of electricity dues and arrears of M/s. Priyadarshini Spinning Mills Ltd (under liquidation) by the Petitioner, including by affixing notice of seizure dated -Nil- (affixed on Petitioner's premises on 17/12/2021), affixing banner/placard dated -nil- (affixed on 29/11/2021 on Petitioners property) as illegal, arbitrary and unconstitutional and set aside the same (ii)Declaring the action of the respondents in not considering the request of the petitioner for grant of fresh electricity connection by insisting the payment of dues and arrears of unrelated third parties as being illegal, arbitrary and unconstitutional and set aside the same (iii)Directing the Respondents to not to interfere with or approach the petitioners and their property in Sy.Nos.723 Part, 724 and 725, Sadasivpet Village, Sadasivpet Mandal totally admeasuring Ac.34.04 gts for recovery of any electricity dues/arrears payable by any third parties (iv)Directing the Respondents to grant a fresh electricity connection to the petitioners in Sy.Nos.723 Part, 724 and 725, Sadasivpet Village, Sadasivpet Mandal totally admeasuring Ac.34.04 gts without insisting on payment of any past dues/arrears (if any) payable by third parties.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Pasham Mohith, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Dept. of Energy, State of Telangana, Secretariat Buildings, Saifabad, Hyderabad.
2. The Chairman and Managing Director, Telangana State Southern Power Distribution Company Limited, (TSSPDCL), Corporate Office at # 6-1-50, Mint Compound, Hyderabad - 500 063
3. The Superintending Engineer, TSSPDCL, Sadashivpet, Ranga Reddy
4. The Divisional Electrical Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
5. The Assistant Divisional Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
6. The Assistant Engineer, Sadashivpet Rural, Sadashivpet, Ranga Reddy
7. The Liquidator, (M/s. Priyadarshini Spinning Mills Ltd), Mr. Krishna Mohan Gollamudi FF 26, Raghava Ratna Towers, Chirag Ali Lane, Abids, Hyderabad - 500001.

are directed to show cause on or before 25-01-2022 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2021:

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay all further action/proceedings against the Petitioner with respect to the past dues/arrears allegedly payable to the Respondent by M/s. Priyadarshini Spinning Mills Ltd (in liquidation), pending disposal of WP No. 35117 of 2021 on the file of the High Court.

IA NO: 2 OF 2021:

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents to forthwith consider the request of the Petitioner for granting fresh electricity connection as made in its representation dated 09/12/2021 without insisting on payment of or referring to any arrears / dues of M/s. Priyadarshini Spinning Mills Ltd (in liquidation), pending disposal of WP No. 35117 of 2021 on the file of the High Court.

The Court made the following **ORDER:**

" Notice before admission.

Respondents are directed to consider the representation of the petitioner submitted on 09-12-2021 and pass orders thereon without reference to the previous owner's arrears.

Post on 25-01-2022."

//TRUE COPY//

SD/- **K ONESIM**
Assistant Registrar

SECTION OFFICER

To

1. The Principal Secretary, Dept. of Energy, State of Telangana, Secretariat Buildings, Saifabad, Hyderabad.
2. The Chairman and Managing Director, Telangana State Southern Power Distribution Company Limited, (TSSPDCL), Corporate Office at # 6-1-50, Mint Compound, Hyderabad - 500 063
3. The Superintending Engineer, TSSPDCL, Sadashivpet, Ranga Reddy
4. The Divisional Electrical Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
5. The Assistant Divisional Engineer, TSSPDCL, Sadashivpet Division, Sadashivpet, Ranga Reddy.
6. The Assistant Engineer, Sadashivpet Rural, Sadashivpet, Ranga Reddy
7. The Liquidator, (M/s. Priyadarshini Spinning Mills Ltd), Mr. Krishna Mohan Gollamudi FF 26, Raghava Ratna Towers, Chirag Ali Lane, Abids, Hyderabad – 500001.
(1 to 7 by RPAD alongwith a copy of Petition and Affidavit)
8. Two CCs to G.P. for Energy, High Court at Hyd(OUT)
9. One CC to Sri Pasham Mohith, Advocate(OPUC)
10. One spare copy.

SAH

HIGH COURT

AKSJ

DATED:21/12/2021

NOTE: POST ON 25-01-2022

NOTICE BEFORE ADMISSION

WP.No.35117 of 2021

DIRECTION

