

W.P.No.20115 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2026

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.20115 of 2024

and

W.M.P.No.22012 of 2024

Dr.Naidu T.D,
The Chairman,
DD Hospitals,
No.7, DD Nagar,
Kunnawalam Post,
Tiruvallur – 631 210.

... Petitioner

Vs.

1.The Tamil Nadu Electricity Generation and
Distribution Corporation Limited (TANGEDCO),
Represented by its Chairman,
No.144, Anna Salai,
Chennai – 600 002.

2. The Superintending Engineer,
Operation and Maintenance,
TANGEDCO,
Tiruvallur Electricity Distribution Circle,
Tiruvallur District.



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3. The Executive Engineer / Tiruvallur,
Operation and Maintenance,
TANGEDCO,
Tiruvallur Electricity Distribution Circle,
Tiruvallur,
Tiruvallur District – 602 001.

4. The Assistant Engineer / Ramanjeri,
No.110 KV Ramanjerri,
SS Campus,
Kanagamachattaram Main Road,
Ramanjeri,
Tiruvallur – 631 204.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Declaration, declaring Bill for the Service Connection bearing No.362-001-963 (Consumer No.08362001963) for the month of June 2024 insofar as its demand of Rs.1,08,607/- as arrears apart from the actual consumption charges for an amount of Rs.15,402/- as illegal, time barred, arbitrary and gross violation of Electricity Act, 2003 and consequently forbear the respondents from in any manner interfering or disturbing the petitioner from peacefully using and enjoying the electricity supply vide connection No.362-001-963 (Consumer No.08362001963).

For Petitioner : Mr.G.Viswanathan

For Respondents : Mr.L.Jai Venkatesh
Standing Counsel



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ORDER

The present writ petition has been filed seeking a declaration to declare the electricity bill issued to the petitioner for the month of June, 2024 relating to Service Connection bearing No.362-001-963 (Consumer No.08362001963) insofar as it includes a demand of Rs.1,08,607/- towards arrears in addition to the current consumption charges of Rs.15,402/-, as illegal, time barred and arbitrary and for a consequential direction forbearing the respondents from interfering with the petitioner's peaceful enjoyment of electricity supply.

2. The petitioner is running Hospital and the electricity supply has been provided to the Hospital vide Connection No.362-001-963. It is the claim of the petitioner that there is no arrears of pending demand against the petitioner from the respondents. However, to his shock and surprise, he received electricity bill for the month of June 2024 stating that Tariff-2B2 for his service connection was wrongly applied by the respondents instead of Tariff-V and hence, there was a short fall of Rs.2,60,633/- as on May, 2015.



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Deducting the current consumption deposit from the due amount, the total due still to be paid by the petitioner was Rs.1,08,607/-. Challenging the same, the present writ petition has been filed.

3. The learned counsel for the petitioner challenges the impugned demand on the ground that the impugned bill is in violation of of Section 56(1) of the Electricity Act, 2003 and without issuing any prior notice, the respondents are raising the impugned demand. It is further submitted by the learned counsel for the petitioner that the respondents ought not to have sent the demand notice in respect of Service Connection bearing No.362-001-1296 instead of Service Connection bearing No.362-001-963. Though both the connections stand in the name of the petitioner, the premises and consumer of both the service connections are totally different and therefore, the short fall amount in respect of Service Connection No.362-001-1296 ought not to have been raised on the other Service Connection No.362-001-963. Further, the learned counsel for the petitioner finally submitted that the petitioner is ready and willing to pay the amount demanded in three installments instead of paying in one lumpsum.



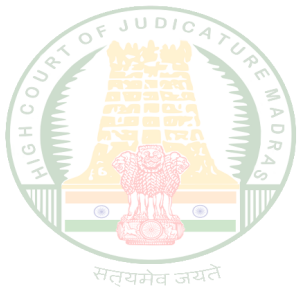
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4. The learned Standing Counsel appearing for the respondents submitted that the demand has been raised in accordance with the applicable tariff regulations and that the petitioner is liable to pay the same and hence, the impugned order is sustainable and the writ petition is liable to be dismissed.

5. Considering the facts and circumstances of the case and the stand taken by the petitioner that both the service connections stand in the name of the petitioner, though the premises and the service connections are different, this Court is of the view that, the petitioner is liable to pay the amount demanded towards electricity charges. In view of the same, this Court is inclined to dispose of the writ petition with the following directions:

(i) the petitioner is directed to pay the impugned demand amount of Rs.1,08,607/- in three monthly installments. The first installment of Rs.30,000/- shall be paid on or before 07.04.2026, the second installment of Rs.40,000/- on or before 07.05.2026 and the balance installment of Rs.38,607/- on or before 07.06.2026.



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(ii) On such payment being made as directed above, the respondents shall not disconnect the electricity service connection of the petitioner.

(iii) In the event of default in payment of any one of the installments within the time stipulated, it is open to the respondents to proceed in accordance with law.

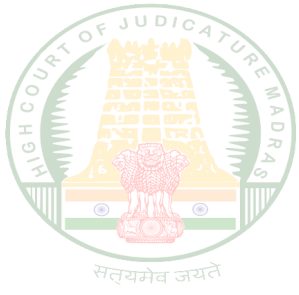
(iv) Since the petitioner has come forward to pay the amount demanded by the respondents pertaining to the impugned bill, the respondents shall not levy any BPSC (Belated Payment Surcharge) and penal interest on the payment to be made by the petitioner pursuant to this order.

6. With the above directions, this Writ Petition is disposed of. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

16.03.2026

NCC: Yes / No
Index : Yes / No
Speaking Order : Yes / No

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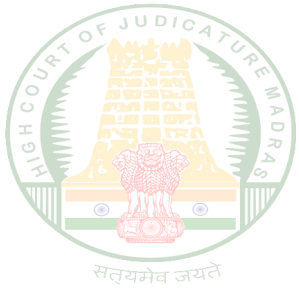


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To

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