

**TAMIL NADU ELECTRICITY REGULATORY COMMISSION**  
(constituted under section 82(1) of the Electricity Act, 2003)  
(Central Act 36 of 2003)

PRESENT:

Thiru K. Venugopal . . . . . Member  
Thiru S. Nagalsamy . . . . . Member

**M.P.No.48 of 2012**

Sri Seethalakshmi Steel Castings (P) Ltd.  
HTSC No.156  
N2 Sidco Industrial Estate  
Coimbatore District – repd.  
By its Manager Thiru M. Venkateswaran

Petitioner  
(Thiru R.S. Pandiyaraj,  
Advocate for the Petitioner)

Vs

(1) Chairman  
Tamil Nadu Electricity Board,  
144, Anna Salai, Chennai 600002  
(2) The Superintending Engineer,  
Coimbatore Electricity Distribution  
Circle (South)  
Tamil Nadu Electricity Board  
Coimbatore

Respondents  
(Thiru P.H. Vinod Pandian  
Standing Counsel for  
TANGEDCO)

Date of Hearing : 20.12.2012

Date of Order : 20.12.2012

The above M.P. No.48 of 2012 came up for admission 20.12.2012. The prayer of the petitioner is to quash the notice No. SE/CEDC/S/CBE/AEE GL/AE-1/F.R&C/D No.798/10 dated 26.07.2010 issued by the Superintending Engineer, Coimbatore Electricity Distribution Circle (South) and to permit his industry to run on optimum demand.

The petitioner has originally filed a Writ Petition before the Hon'ble High Court, Madras in W.P. No.17345 of 2010 with a prayer to issue a writ of

certiorari or any other appropriate writ, order or direction called for the records in SE/CEDC/S/CBE/AEE GL/AE-1/F R&C/D No.798/10 dated 26.07.2010 issued by the S.E., Coimbatore South Circle and to quash the same as illegal, arbitrary and with out authority of law. The Hon'ble High Court in its order dated 04.08.2010 has passed the following orders:-

“2. This Court by an order dated 02.02.2010 in W.P.No.22738 of 2009 and etc., batch has passed the following order:

“4. In view of such submission being made, on behalf of the parties concerned, the Registry is directed to transfer all the connected writ petitions along with the relevant records to the Tamil Nadu Electricity Regulatory Commission, Chennai, forthwith. On such transfer being made, the Tamil Nadu Electricity Regulatory Commission, Chennai is directed to consider the issues raised in the writ petitions and to pass appropriate orders thereon, within a period of fifteen days thereafter on merits and in accordance with law, after giving an opportunity of hearing to the petitioners, as well as to the respondent Tamil Nadu Electricity Board. The petitioners shall co-operate in the proceedings to be conducted by the Tamil Nadu Electricity Regulatory Commission, Chennai.

5. The respondent Tamil Nadu Electricity Board undertakes to continue the Optimum Demand Concept, in so far as the petitioners concerned, till the Tamil Nadu Electricity Regulatory Commission, Chennai, passes appropriate orders, as directed by this Court, by this order”.

3. In view of the above stated position, the present writ petition shall be transferred to the Tamil Nadu Electricity Regulatory Commission, Chennai on the same terms and conditions as ordered by this Court in the writ petition referred to above.”

Pursuant to the above direction of the Hon'ble High Court, Madras, the petitioner has filed the present Miscellaneous petition No. 48 of 2012 before this Commission for setting aside of the second respondent's letter No.SE/CEDC/S/CBE./AEE/GL/AE-1/F R&C/D.No.798/10 dated 26.07.2010.

When the above M.P. No.48 of 2012 came up for admission on 20.12.2012, the learned counsel for the petitioner has prayed for withdrawal of the above case and made necessary endorsement on the case bundle in this regard. The Commission upon perusing all the records relating thereto has passed the following order:

**ORDER**

The Learned Counsel for the Petitioner sought permission to withdraw the petition and made an endorsement in the case bundle. The prayer of the petitioner is allowed and the petition is dismissed as withdrawn.

(Sd.....)  
**(S. Nagalsamy)**  
**Member**

(Sd.....)  
**(K. Venugoapl)**  
**Member**

/ True Copy /

**Secretary**  
**Tamil Nadu Electricity**  
**Regulatory Commission**