

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

PRESENT:-

Thiru.S.Nagalsamy **Member**

and

Thiru.G.Rajagopal **Member**

I.A.No.1 of 2014
in
D.R.P.No.48 of 2014

M/s.SUPER SALES INDIA LIMITED,
Wind Energy Division,
Represented by its General Manager – Finance
Mr.S.Ravindran,
34-A, Kamaraj Road,
Coimbatore – 641 018.

... Petitioner
(Thiru N.L. Rajah
Advocate for the Petitioner)

Vs

1. TAMIL NADU GENERATION AND DISTRIBUTION CORPORATION LIMITED (TANGEDCO),
Represented by its Chairman and Managing Director,
144, Anna Salai, Chennai – 600 002.
2. THE CHIEF FINANCIAL CONTROLLER / REVENUE,
Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO),
144, Anna Salai, Chennai 600 002.
3. THE SUPERINTENDING ENGINEER,
Tirupur Electricity Distribution Circle,
Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO),
Tirupur – 641 602.
4. THE SUPERINTENDING ENGINEER,
Udumalpet Electricity Distribution Circle,
Tamil Nadu Generation and Distribution Corporation Limited (TANGEDCO)

....Respondents
(Thiru P.H.Vinod Pandian
Advocate for the Respondents)

Date of hearing : 04-04-2014

Date of Interim order : 04-04-2014

M/s.Super Sales India Pvt. Ltd. has filed the D.R.P.No.48 of 2014 with the payer to set aside the impugned Lr.No.CFC/FC/REV/AAO/HT/D.541/2013 dated 29-08-2013 issued by the 2nd Respondent culminating in the impugned Lr.No.SE/TEDC/TPR/AO/R/DFC/F.Wind/DOAB/D./13, dated 08-01-2014 and Lr.No.SE/TEDC/TPR/DFC/AO/Rev/F.HT Wind/D 14, dated 02-2014 issued by the 3rd Respondent demanding from the Petitioner a sum of Rs.15,28,728/- as short levy of excess payment, with costs and pass such further or other orders as this Hon'ble Commission may deem fit and proper in the facts and circumstances of the case.

The I.A. No.1 of 2014 in the above D.R.P. has been filed by the petitioner with a prayer to issue an order of interim injunction restraining the respondents from taking any steps in any manner to recover from the petitioner the sum of Rs.15,28,728/- as short levy of excess payment.

When the matter was taken up for admission on 04-04-2014 when Thiru N.L.Rajah, Advocate for the petitioner started arguing the case, the Chief Financial Controller / Revenue, TANGEDCO, the second respondent in the above D.R.P. submitted that the respondents would not make any efforts to recover the amount mentioned in the impugned demand order dated 29-08-2013 and the consequent demand letter dated 11-02-2014 and that the impugned letters are kept in abeyance.

The Commission after hearing the submission of the Chief Financial Controller / Revenue, TANGEDCO, the second respondent herein, passes the following interim order:-

INTERIM ORDER

D.R.P.No. 48 of 2014 along with the I.A.No.1 of 2014 was taken up for admission. Heard the Counsel for the Petitioner. The petition is admitted. While the Counsel for the Petitioner was arguing the case, the Chief Financial Controller, Revenue, TANGEDCO undertook that the respondents would not make any efforts to recover the amount mentioned in the impugned demand order dated 29-08-2013 and the consequent demand letter dated 11-02-2014. He informed that the impugned letters are kept in abeyance. This meets the interim prayer of the petitioner. The respondents are directed to file the counter within four weeks.

(Sd.....)
(G.Rajagopal)
Member

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

/ True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission