

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 30TH OCTOBER 2009 / 8TH KARTHIKA 1931

WP(C) .No. 4663 of 2008(E)

PETITIONER(S) :

TOM.T.JOSEPH, DIRECTOR,
VISVESWARAYA INSTITUTE OF ENGINEERING TECHNOLOGY,
MATTAKARA P.O., KARIMPANI, KOTTAYAM DISTRICT.

BY ADV. SRI.JESWIN P.VARGHESE

RESPONDENT(S) :

1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY, VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.
2. THE CHIEF ENGINEER (COMMERCIAL & TARIFF)
KSEB, VYDYUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM.
3. THE ASSISTANT ENGINEER, KSEB,
ELECTRICAL SECTION, AYARKUNNAM, KOTTAYAM.

ADV. SRI.P.P.THAJUDEEN, SC, K.S.E.B FOR R1 TO 3

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 30/10/2009, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

W.P.(C).No. 4663/08.

APPENDIX

PETITIONER(S) ' EXHIBITS

P1. COPY OF THE REGISTRATION CERTIFICATE DTD.10.8.05.

P2. COPY OF THE LT VII A TARIFF ORDER

P3. COPY OF THE MONTHLY BILL DTD.15.1.08.

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///True copy///

P.A. to Judge

S.SIRI JAGAN, J.

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W.P.(C).No. 4663 of 2008

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Dated this the 30th day of October, 2009

J U D G M E N T

The petitioner is the Director of a private educational institution. The grievance of the petitioner in this writ petition is that although the petitioner's institution is liable to pay electricity charges only under tariff LT-VIA, the respondents have changed the tariff to LT VII-A and are demanding electricity charges accordingly. The petitioner would submit that the issue involved in this writ petition is covered by a Division Bench decision of this Court in **Bro. Joseph Antony v. Kerala State Electricity Board** [2009 (3) KLT 1022].

2. I have heard the learned standing counsel appearing for the KSEB also. He does not dispute the fact that the issue is covered by the above said Division Bench decision.

3. In the above circumstances, it is declared that the petitioner is liable to pay electricity charges only under tariff LT VI-A. The competent among the respondents shall issue revised bills accordingly. If the petitioner has paid excess amount under LT VII-A tariff, the same shall be adjusted against the future bills of the petitioner.

The writ petition is disposed of as above.

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Sd/-
S.SIRI JAGAN, JUDGE

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P.A. to Judge

