

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

IA No. 04 of 2024
In Petition No. 71 of 2015
Date of Hearing: 22.05.2024
Date of Order: 23.05.2024

Interlocutory application seeking pro-tem approval of trading margin payable to PTC India limited by Punjab State Power Corporation Limited from 01.04.2024 onwards in terms of article 10.1 of the power sale agreement dated 23.03.2006 subject to outcome of appeal no. 267 of 2019.

In the matter of: PTC India Limited, 2nd Floor NBCC Tower, 15 Bhikaji Cama Place,
New Delhi-110066.

.....Applicant/Petitioner

Versus

1. Punjab State Power Corporation Limited, Chief Engineer/ARR & TR, Shed No.F-4, Shakti Vihar, Patiala, Punjab.
2. Everest Power Private Limited, 1st Floor, Plot No. 143-144, Udyog Vihar, Phase-IV, Gurgaon-122015, Haryana.

....Respondents

Commission: Sh. Viswajeet Khanna, Chairperson
Sh. Paramjeet Singh, Member

PTC: Sh. Amit Kapoor, Advocate (through V.C)

PSPCL: Sh. Anand K. Ganesan, Advocate (through V.C)

EPPL: Sh. Parinay Deep Shah, Advocate (through V.C)

ORDER

The I.A. was taken up for hearing. PTC has filed the present IA for fixing the trading margin from 01.04.2024 onwards till the appeal pending before the Hon'ble APTEL is disposed of. PSPCL has filed its reply to the IA vide memo no. 5800 dated 20.05.2024 and PTC India Limited has filed a rejoinder thereto on 21.05.2024. The Ld. Counsel for the parties have argued the matter. The Ld. Counsel for PSPCL submitted that Petition no. 71 of 2015 has already been finally disposed of by the Commission and the present IA is not maintainable. The petitioner should file a fresh petition for fixing the trading margin from the 13th Tariff Year onwards and seek interim relief therein. The Ld.

Counsel for PTC India Ltd requested for continuation of trading margin of Rs. 0.01 / kWh already being paid till the final decision of the Hon'ble APTEL. The statement made by Ld. Counsel for PTC is noted for the record. However, since PTC India Ltd. has prayed for trading margin as Rs. 0.10 / kWh in the I.A., PTC India may file an affidavit as per the statement of Ld. Counsel for PTC during the hearing that the trading margin may be continued at Rs. 0.01 / kWh during the pendency of the appeal before the Hon'ble APTEL. A copy may be sent to the other parties (through hard copy as well as soft copy). The Ld. Counsel appearing for EPPL has stated that the issue of trading margin is between PTC India Ltd. Vs PSPCL therefore, it has nothing to submit at the present stage.

After hearing the parties, Order is reserved on the IA awaiting the affidavit to be filed by Ld. Counsel for PTC as recorded above.

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: **23.05.2024**