

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

Petition No. 06 of 2023
Alongwith IA No. 01 of 2023
Date of Hearing: 28.04.2023
Date of Order: **07.05.2023**

Petition under Section 86 (1) (b), 86 (1) (c), 86 (1) (e), 86 (1) (f), 86 (1) (K) and 86 (4) of the Electricity Act, 2003 read with Regulation 9 (1) and Regulation 69, Regulation 72, Regulation 74 of the Punjab State Electricity Regulatory Commission (Conduct of Business Regulation), 2005 seeking issuance of appropriate directions/orders(s) against the respondent of quashing/setting-aside the illegal and unlawful demand of Rs. 1,62,42,924/- (Principal Refund Amount Rs. 1,04,07,353/- and Penal Interest Rs. 58,35,571/-) for the period from 28.02.2013 till 02.08.2022 along with Late Payment Surcharge on the same vide recovery notice dated 11.08.2022 sent by PSPCL on account of reduction of 13 paise from the fixed component of tariff due to the capital subsidy availed by the petitioner on 16.04.2009 prior to execution of Long term PPA dated 22.03.2013 AND also for quashing for setting-aside the illegal and unlawful demand of Rs. 1,08,69,120/- (Principal Refund Amount Rs. 64,04,529/- and Penal Interest Rs. 44,64,591/-) for the period from 28.02.2013 till 23.11.2022 along with Late Payment Surcharge on the same vide recovery notice dated 26.12.2022 sent by PSPCL on account of reduction of 08 paise from component of tariff on the wrong pretext that Accelerated Depreciation was availed by the petitioner under PPA dated 22.03.2013 as also the reduction of tariff by 08 paise per unit is wrong and illegal and is liable to be set aside.

AND

In the Matter of : Chandigarh Distillers and Bottlers Ltd. Registered office and works Banur, Tehsil Mohali, Distt. SAS Nagar Head office SOC 140-141, Sector 34-A, Chandigarh.

.....Petitioner

Versus

Punjab State Power Corporation Limited, The Mall, Patiala

.....Respondent

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

Petitioner: Sh. Munish Thakur, Advocate
Sh. Puneet Tangori, CS

PSPCL: Ms. Poorva Saigal, Advocate
Sh. Ajay Bansal, Dy.CE
Sh. Baljinder Pal Singh, AE/TR-5
Sh. Chandan Parkesh, Sr.Xen
Sh. Prince Kumar, AE/ISB-3

ORDER

The petition was taken up for hearing on admission. PSPCL has filed its reply to the petition vide memo No. 5891 dated 25.04.2023. After hearing the parties, petition is admitted. The petitioner may file rejoinder to the reply filed by PSPCL within two weeks with a copy to PSPCL (through hard copy & soft copy).

The petition will be taken up for hearing on 24.05.2023 at 11.30 AM.

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: **07.05.2023**