

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

Petition No. 07 of 2023
Alongwith IA No. 02 of 2023
Date of Hearing: 03.04.2023
Date of Order: 03.04.2023

Petition under Section 86 (1)(b), 86(1)(f) and other relevant provisions of the Electricity Act, 2003 read with the provisions of the Power Purchase Agreement dated 18.01.2010 impugning the legality, validity and the propriety of the letter under Memo No. 35/ISB-586 A dated 17.01.2023 issued by the Punjab State Power Corporation Limited and the consequences thereof.

AND

In the Matter of : Nabha Power Limited, through its Authorized Representative PO Box Plot No. 55, Industrial & Business Park, Phase-1, Chandigarh-160002.

.....Petitioner

Versus

Punjab State Power Corporation Limited, Through its Chairman-cum-Managing Director, The Mall, PSEB Head office, Patiala. Punjab-147001.

.....Respondent

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

NPL: Sh. Sajan Poovayya, Senior Advocate
Sh. Abhishek Kumar, Advocate
Sh. Ritwik N Dhal, Legal
Sh. Dikshant Pal, Legal

PSPCL: Ms. Poorva Saigal, Adovcate
Sh. Ajay Bansal, Dy.CE
Sh. Kulvir Singh, ASE/IPP
Sh. J.K. Jindal, Sr.Xen

ORDER

NPL has filed the present petition seeking quashing of the procurer preliminary default notice dated 17.01.2023 issued by PSPCL and I.A No. 02 of 2023 for staying the operation of the said default notice.

The petition alongwith said I.A was taken up for hearing on admission. The Ld. Counsel for the petitioner has addressed arguments at length that procurers preliminary default notice issued by PSPCL is not tenable and requested for staying the same. The Ld. Counsel for PSPCL has appeared in the matter and opposed the request of the petitioner for staying the operation of the notice dated 17.01.2023 and further requested time to file a reply to the petition as well as the I.A

After hearing the Ld. Counsel for the parties, petition is admitted. PSPCL may file its reply to the petition as well as the I.A with a copy to the petitioner (through hard & soft copy) within two weeks. The petitioner may file a rejoinder, if any, to the reply filed by respondent within two weeks thereafter with a copy to the PSPCL (through hard & soft copy). The parties shall adhere to the timelines for submitting their respective pleadings. In the meanwhile PSPCL is directed not to take any further precipitate action on the preliminary default notice till the next date of hearing.

The petition alongwith IA shall be taken up for hearing on 10.05.2023 at 11.30 AM.

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: **03.04.2023**