

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

Petition No. 14 of 2023
Alongwith IA No. 05 of 2023
Date of Hearing: 03.04.2023
Date of Order: 03.04.2023

Petition under Section 86 (1) (f) of Electricity Act, 2003 seeking quashing of Procurer Preliminary Default Notice dated 22.12.2022 issued by PSPCL on GVK under Article 14.3.1 of the Amended and Restated PPA dated 26.05.2009.

AND

In the matter of: GVK Power (Goindwal Sahib) Limited, Paigah House, 156-159 Sardar Patel Road, Secunderabad- 540003.

....Petitioner

Versus

Punjab State Power Corporation Limited, Through its CMD, PSEB Head office, The Mall, Patiala, Punjab.

...Respondent

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

GVK: Sh. Vishrov Mukherjee, Advocate

PSPCL: Ms. Swapna Shashadri, Advocate
Sh. Ajay Bansal, Dy.CE
Sh. Kulvir Singh ASE/IPP
Sh. J.K. Jindal, Sr.Xen

ORDER

GVK has filed the present petition seeking quashing of the procurer preliminary default notice dated 22.12.2022 issued by PSPCL and I.A No. 05 of 2023 for staying the operation of the said default notice.

The petition alongwith the 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 22.12.2022 and further requested time to file a reply to the petition.

After hearing the Ld. Counsel for the parties, petition is admitted. PSPCL has filed reply to the I.A and may file its reply to the petition 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 a 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 11.05.2023 at 11.30 AM.

Sd/-
(Paramjeet Singh)
Member

Chandigarh
Dated: **03.04.2023**

Sd/-
(Viswajeet Khanna)
Chairperson