

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

**Petition No. 69 of 2021**  
**Alongwith IA No. 22 & 23 of 2021**  
**Date of Hearing: 22.12.2021**  
**Date of Order: 03.01.2022**

Petition under Section 86 (1) (f) of the Electricity Act read with Article 17.3 of the PPA seeking directions to quash and set-aside the preliminary default notice dated 15.09.2021 issued by PSPCL alleging Seller's event of default under Article 14.1 (iv) of the PPA on behalf of Talwandi Sabo Power Limited (petitioner) alongwith supporting affidavit.

In the matter of: Talwandi Sabo Power Limited, Mansa-Talwandi Sabo Road, Village Banawala, District Mansa, Punjab-151302.

...Petitioner

Versus

1. Punjab State Power Corporation Limited, through its Chief Engineer ( PP & R), D-3 Shed, Shakti Vihar, PSPCL.
2. Punjab State Load Dispatch Centre, Through its Chief Engineer, SLDC Building near 220 KV Grid Station, PSTCL Ablowal, Patiala-147001, Punjab.

...Respondents

Present: Sh. Viswajeet Khanna, Chairperson  
 Ms. Anjali Chandra, Member  
 Sh. Paramjeet Singh, Member

TSPL: Sh. Amit Kapur, Advocate  
 Sh. Satyaveer Singh, Advocate

**Order**

The petition is fixed for hearing for 12.01.2022 however Sh. Amit Kapur Learned counsel for the petitioner appeared during hearing on 22.12.2021 and mentioned for early hearing of the petition. It has been submitted by the learned counsel that preliminary default notice was issued on 15.09.2021 and in terms of Article 14.3.2 of the PPA, the consultation period of 90 days expired on 14.12.2021. Since the consultation period has already expired, PSPCL may unilaterally withhold/deduct 20% of capacity charges of TSPL for the period of 36 Months from the monthly tariff due and payable to TSPL and has requested for early hearing in the interest of justice.

After hearing the learned counsel for TSPL, the petition alongwith IAs is preponed for hearing on admission to 05.01.2022 at 11.30 AM. Notice has already been issued to the respondents for 12.01.2022 for appearance and to file their respective reply in the petition. The respondents be also intimated about the preponed date of hearing and to file their respective replies accordingly.

Sd/-  
 (Paramjeet Singh)  
 Member

Sd/-  
 (Anjali Chandra)  
 Member

Sd/-  
 (Viswajeet Khanna)  
 Chairperson

Chandigarh  
 Dated: **03.01.2022**