

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

Petition No. 03 of 2022
Alongwith IA No. 07 of 2022 &
09 of 2022
Date of Hearing: 20.04.2022
Date of Order: 27.04.2022

Petition under Regulation 47 of Supply Code-2014 and Regulation 69,70,71 and 72 of Chapter XIII of the conduct of Business Regulations 2005 for introduction of One Time Settlement Scheme for waiving off interest on arrears, on account of voltage surcharge amount recoverable as per Hon'ble Supreme Court judgments dated 01.03.2017 & 19.06.2017, being non-tariff income.

AND

In the matter of: Punjab State Power Corporation Limited, the Mall, Patiala, Punjab.

Petitioner.

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

PSPCL: Sh. G.S Banga, CE/ARR &TR
Sh. N.K Jindal, DY.CE/S-2
Sh. Mukesh Kumar, ASE/TR-5
Sh. Ravi Luthra, SE/TR-2
Sh. Gurdeep Singh, ASE/S-3

M/s Northern India Steel: Sh. Salil Dev Singh Bali, Advocate

Order

PSPCL filed the present petition for introduction of One Time Settlement Scheme for waiving of interest on arrears on account of voltage surcharge recoverable as per the Hon'ble Supreme Court judgments dated 01.03.2017 and 19.06.2017. The petition was fixed for hearing on admission on 30.03.2022. In the meantime M/s Northern India Steel Rolling Mills filed IA No. 07 of 2022 for impleading it as a party to the petition and further filed IA No. 09 of 2022 for preponing the date of hearing.

However, PSPCL vide memo No. 5568 dated 21.03.2022 submitted that the matter has been considered by PSPCL and it has been decided that there is no merit in the application filed by M/s Northern India Steel Rolling Mill for impleading it as a

party. It has been further submitted by PSPCL that after filing the petition it has been decided to withdraw the petition and requested the Commission to allow PSPCL to withdraw the petition. However, PSPCL has requested vide memo No. 5770 dated 18.04.2022 to grant some more time for further pleading in the present petition as PSPCL does not want to withdraw the petition now. The Commission has examined memo no. 5568 dated 21.03.22 as well as memo no. 5770 dated 18.04.2022 which states that the petition may be kept pending while the BoD of PSPCL considers the issue of OTS and takes a decision. PSPCL cannot take contradictory stands on the same issue and the Commission cannot be expected to wait for PSPCL's BoD decision.

Considering the request of PSPCL vide memo No. 5568 dated 21.03.2022, the Commission allows PSPCL to withdraw the present petition with a liberty to file a fresh petition, if so required. The I.A. filed by M/s Northern India Steel Rolling Mills thus becomes infructuos. Northern India Steel Rolling Mills may approach PSPCL directly since the BoD of PSPCL is considering the same.

The present petition is dismissed as withdrawn. The IA No. 07 of 2022 & 09 of 2022 have become infructuos and are disposed of accordingly.

Sd/-
(Paramjeet Singh)
Member
Chandigarh
Dated: **27.04.2022**

Sd/-
(Anjuli Chandra)
Member

Sd/-
(Viswajeet Khanna)
Chairperson