

**PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SCO NO. 220-221, SECTOR 34-A, CHANDIGARH**

Petition No. 38 of 2016

Date of hearing: 18.10.2017

Date of Order: 25.10.2017

In the matter of : Petition under Section 45 and Section 46 of Punjab State Electricity Regulatory Commission (Terms and Conditions for Intra-State Open Access) Regulations, 2011 for directing the transmission licensee to exempt penalty on the power drawn above the admissible drawal and up to contract demand under Force Majeure condition and removal of other difficulties in open access and petition under Section 142 of Electricity Act, 2003 for taking necessary action against the respondent and its officials for issuing commercial circular No.29/2015 followed by commercial circular No.8/2015 dated 02.03.2015 contrary to the amendment dated 01.06.2015 carried out by this Commission in Punjab State Electricity Regulatory Commission (Terms and Conditions for intra-State Open Access) (5th Amendment) Regulations, 2015 and in violation of the provisions of Electricity Act, 2003, provisions of Punjab State Electricity Regulatory Commission (Terms and Conditions for intrastate Open Access) Regulations, 2011 and General Conditions of Tariff and Schedule of Tariff.

AND

In the matter of: Open Access Users Association, having its office at D-21, Corporate Park, 2nd Floor, Dwarka, Sector-21, New Delhi, through its Legal Officer, Shri Abhinandan Das.

...Petitioner

Versus

1. Punjab State Power Corporation Limited (PSPCL), through its Chairman-cum-Managing Director, having office at the Mall, Patiala-147001.
2. Punjab State Transmission Corporation Limited (State Load Despatch Centre) through its Chairman-cum-Managing Director, having Registered Office at PSEB Head Office, the Mall, Patiala-147001

....Respondents

Present: Ms. Kusumjit Sidhu, Chairperson
Sh. S.S. Sarna, Member
Ms. Anjuli Chandra, Member

For petitioner: Sh. Aditya Grover, Advocate

For PSPCL: Sh. Vishal Chaudhri, Advocate
Sh. V.P.S. Kailay, ASE/TR-5
Sh. Ranjit Singh, Sr.Xen/Sales-3
Sh. Jagmohan Singh, AE/Sales-3

For PSTCL: Sh. Ashok Kumar Yadav, Sr.Xen/Open Access
Sh. Paramjit Kumar, AE

ORDER

The matter was taken up for hearing. The Counsel for PSPCL submitted that I.A.No.25 of 2016 was disposed of vide order dated 18.05.2016 keeping in view letter no.PSERC/Tariff/P-47/2015/818 dated 22.04.2016 addressed to Chief Engineer, SLDC and that the same was issued without hearing PSPCL. The counsel for PSPCL requested to file an I.A. in the matter.

Accordingly, PSPCL may file the I.A. with a copy to the petitioner and respondent no.2 by 08.11.2017 (through email and hard copy). Petitioner and respondent no.2 may file reply to the same with a copy to PSPCL and each other by 15.11.2017 (through email and hard copy).

The petition shall be taken up for further hearing on 13.12.2017 at 11.30 A.M.

Sd/-
(Anjuli Chandra)
Member

Sd/-
(S.S. Sarna)
Member

Sd/-
(Kusumjit Sidhu)
Chairperson

Chandigarh
Dated: 25.10.2017