

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

Petition No. 12 of 2017

& I A No. 02 of 2017

& I.A. No.12 of 2017

Date of hearing: 25.04.2017

Present: Shri D.S. Bains, Chairman
Shri S.S. Sarna, Member

In the matter of: Petition under Section 86(1) (f) of the Electricity Act, 2003 read with Rule 10,69, 71 and 73 of the PSERC (Conduct of Business) Regulations, 2005 and clause 85 of CERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) Regulations, 2012 (adopted by this Hon'ble Commission in its order dated 19.07.2012 in Suo-Motu petition No. 35 of 2012) read with Article 19.1.0 of the Power Purchase Agreement dated 20.1.2016 and Article 10 of the Implementation Agreement dated 4-12-2015 and section 94 of the Electricity Act, 2003, for seeking Project Specific extension of period of commissioning of the project upto 15.5.2017 with applicable tariff of Rs.5.97 pr kWh.

AND

In the matter of: M/s Mytrah Aadhya Power Pvt. Ltd., (SPV Company of M/s Mytrah Energy (India) Ltd., having registered office at 8001, Q-City, S.No.109, Nanakramguda Gachibowli, Hyderabad
.... Petitioner

Versus

1. Punjab State Power Corporation Limited, (PSPCL)
2. Punjab Energy Development Agency, (PEDA)
(Caveator)

.... Respondents

For petitioner: Shri Tajender Joshi, Advocate
Shri Rajiv Garg

For PSPCL: Shri Manish Thakur, Advocate
Shri Ashok Kumar Goyal, Addl.SE/TR-5
Shri S.S.Dhadwal, Addl.SE
Shri Ravinder Singh, AE

For PEDA : Shri Aditya Grover, Advocate
Shri M.P.Singh, DGM
Shri R.K.Gupta, Sr.Manager
Shri Lovkesh Khanna, P.A.
Shri Sunil Chaudhri, Tech. Executive

ORDER

The I.A. No.12 of 2017 filed by PEDDA in this petition was taken up for arguments. During the hearing, Learned Counsel for PEDDA has submitted a copy of the judgment dated 07.12.2011 passed by the Hon'ble Supreme Court of India in State of Punjab Vs. Davinder Pal Singh Bhullar and Ors. in Criminal Appeal No.753-755 of 2009. Learned Counsel for the petitioner has sought time for making the necessary submissions along with supporting case laws, to rebut the contentions of the applicant.

The petitioner shall file written submissions in the I.A. with a copy to Applicant-PEDDA before the next date of hearing (through email and hard copy).

I.A. along with the main petition shall be taken up for arguments on 09.05.2017 at 11.30 A.M.

-Sd/-

(S.S. Sarna)
Member

-Sd/-

(D.S. Bains)
Chairman

Chandigarh
Dated: 08.05.2017