

Subject:- Status of Pending petitions before the Commission as on 26.02.2016.

There are 16 petitions pending before the Commission, status whereof is as under:-

S. No.	Petition No.	Name of the Petitioner	Subject Matter	Filed on	Status	Information awaited
1	2	3	4	5	6	7
1	46/2015	Punjab State Power Corporation Limited	Petition under Section 86 (1) (f) of the Electricity Act, 2003 for adjudication of disputes under the Power Purchase Agreement dated 11.12.2010 read with the Memorandum of Understanding dated 07.10.2010 between the Petitioner- Punjab State Power Corporation Limited and the Respondent- NTPC Limited.	03.08.15	Fixed for hearing on 29.03.16	The petition was earlier taken up on 27.01.16. Learned Counsel for PSPCL had prayed vide e-mail dated 26 Jan 2016 to give some time to consider the proposal of the counsels of both parties for amicable settlement of the dispute. The time was accordingly allowed vide Order dated 29.01.16 and the matter was fixed for 23.02.16 to hear the arguments on the maintainability of the petition. Dy.CE/ Projects for CE/Thermal Design vide memo

						No. 671 dated 23.02.16 has again intimated that Ld Counsels for PSPCL and NTPC have jointly requested on behalf of the parties for adjournment of the matter to enable the parties to consider whether there could be a settlement between the parties. Ld counsels vave also mentioned in their joint letter dated 22.02.16 that the parties are proposing to schedule a meeting to explore the possibility of an amicable settlement in the matter. Accordingly after considering the prayer
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						for adjournment of the hearing for a period of 4 weeks, the Commission allows the same.
2	49/2015	Punjab State Power Corporation Limited	Petition under Regulation 22 of Punjab State Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff) Regulations, 2012 for approval of Capital Expenditure for implementation of SAP ERP Project in PSPCL.	18.08.15	Fixed for hearing on 22.03.16	During hearing on 16.02.16 PSPCL filed a letter received from REC in which effective rate of interest will be 11.25%. Commission noted that PLR has been revised downwards by RBI recently. PSPCL is advised to take up the matter with REC to get lower rate of interest, if possible. PSPCL states that exercise will require one month upto 15.03.16 for the purpose.

3	55/2015	Everest Power Private Limited	Petition for approval of annual fixed cost of 100 MW Malana II Hydro-Electric Project for FY 2015-16; and truing up of annual fixed cost for FY 2014-15 under Section 62 of the Electricity Act, 2003 read with Regulation 56 (2) and (3) of Punjab State Electricity Regulatory Commission (Conduct of Business) Regulations, 2005.	10.09.15	Fixed for hearing on 29.03.16	EPPL filed reply dated 15.02.16 on 16.02.16 to the observations/queries of the Commission.
4	60/2015	Indian Wind Power Association	Petition under Section 86(1)(e) of the Electricity Act, 2003 read with Regulation 3, 4 & 6 of the Punjab State Electricity Regulatory Commission (Renewable Purchase Obligation and its compliance) Regulations, 2011 seeking directions for compliance of the Renewable Purchase Obligation imposed upon the obligated entities in the	19.10.15	Fixed for hearing on 08.03.16	PEDA has filed reply on 11.02.16. PSPCL has not filed its reply despite being given final opportunity. During hearing on 16.02.16 Commission viewed this lapse on the part of PSPCL with regret. A cost of Rs.5000/-

			State of Punjab			imposed on PSPCL (which may be donated to the Blind School Chandigarh). PSPCL filed reply on 23.02.16 vide letter dated 19.02.16 with a copy directly to the petitioner. Petitioner will examine it and file a rejoinder by 01.03.16
5	70/2015	Punjab State Power Corporation Limited	Petition for approval of Punjab State Electricity Regulatory Commission for offering a Special Tariff for New Industry which would be established as the result of Progressive Punjab Investors Summit.	01.12.15	For hearing on 29.03.16	During hearing on 16.02.16 Commission admitted petition. PSPCL to publish a notice inviting objections in terms of Reg. 67 of Conduct of Business Regulations within two weeks i.e. by 01.03.16 inviting

						suggestions and objections within three weeks of publication of notice by 22.03.16. PSPCL to file their comments on suggestions/ objections as and when the same are received. PSPCL filed letter dated 19.02.16 on 24.02.16 and enclosed draft of public notice for approval of the Commission
6	71/2015	PTC India Limited	Petition for fixing Trading Margin of PTC India Limited under Section 62 of the Electricity Act, 2003 for the period 01.04.2014 – 31.03.2015 with respect to sale of 100 MW power from Malana II Hydro Electric Project to Punjab State Power Corporation	07.12.15	Fixed for hearing on 29.03.16	EPPL filed reply dated 16.02.16 to the petition with copy to PSPCL and PTC. PSPCL to file reply by 15.03.16 with copy to PTC and EPPL. PTC to file rejoinder by 28.03.16

			<p>Limited through PTC (India) Limited in terms of (a) Power Purchase Agreement between PTC India Limited and Everest Power Private Limited dated 25.07.2015; (b) Power Sale Agreement between PTC India Limited and PSPCL dated 23.03.2006; (c) Tripartite Agreement between Everest Power Private Limited, PSPCL and PTC India Limited dated 03.01.2013; and (d) Orders dated 27.11.2013 passed in Petition No. 54 of 2012 and 31.08.2015 in Petition No.37 of 2014 passed by this Commission</p>			
7	73/2015	Shiva Texfabs and others	<p>Petition under Section 142, 146 and 149 read with other relevant provisions of the Electricity Act 2003 and Chapter XI of</p>	08.12.15	<p>Fixed for arguments on 01.03.16</p>	<p>Reply has been filed by PSPCL during hearing on 16.02.16 with copy to Advocate</p>

			<p>PSERC (Conduct of Business) Regulations 2005 as amended up to date and other relevant rules and regulations as approved by this Commission for non compliance of Orders dated 20.05.2015 issued by this Commission in Petition No. 3 of 2015 directing PSPCL to refund peak charge of Rs.3/- under TOD Tariff illegally recovered by respondent-PSPCL on power brought in by the petitioner during evening peak hours under open access and further directing PSPCL not to charge this TOD of Rs.3/- per unit in the ensuing bills to be issued to the petitioner(s).</p>			<p>of petitioner, who seeks some time to study the same.</p>
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8	74/2015	Everest Power Private Limited	Petition for approval of Annual Fixed Cost of 100 MW Malana II Hydro-Electric Project for FY 2016-17; under Section 62 of the Electricity Act, 2003 read with Regulation 56 (2) and (3) of Punjab State Electricity Regulatory Commission (Conduct of Business) Regulations, 2005	11.12.15	Fixed for hearing on 29.03.16	EPPL to file reply on or before 21.03.16 with copy to PSPCL. PSPCL to file reply by 15.03.16. EPPL filed letter dated 19.02.16 on 23.02.16 & enclosed proposed format for publication of public notice in the newspapers and requested to convey approval to the enclosed format for formal publication in the newspapers.
9	78/2015	Punjab State Transmission Corporation Limited	Petition for ARR and Determination of Tariff for the Financial Year 2016-17	30.11.15	Taken on record on 23.12.15	Pending
10	79/2015	Punjab State Power Corporation Limited	Petition for ARR and Determination of Tariff for the Financial Year 2016-17	30.11.15	Taken on record on 23.12.15	Pending

11	81/2015	Punjab State Power Corporation Limited	Petition for amending Regulation 16.1 of Supply Code, regarding recovery of security (consumption)	29.12.15	Fixed for admission on 01.03.16	During hearing on 16.02.16 Commission viewed inability of PSPCL to file the reply on the last two occasions and gave a last opportunity to file reply by 23.02.16 and clarified that no further extension will be given. PSPCL filed reply dated 26.02.16 on 26.02.16.
12	1/2016	Punjab State Power Corporation Limited	Petition in exercise of the powers conferred by Section 181 (zg) and (zp) read with the provisions of Section 86 (g) of the Electricity Act, 2003 and all other powers enabling it in this behalf, the Punjab State Electricity Regulatory Commission made the	13.01.16	Fixed for hearing on 01.03.16	PSPCL filed on 16.02.16 comparison of fee levied by all major States of the country vide letter dated 15.02.16 in compliance with Commission Order dated 20.01.16.

			<p>regulations (Punjab State Electricity Regulatory Commission (Fee), Regulation, 2005 vide Notification No.PSERC/ Secy/Regu.12 dated 18th January, 2005 and the same was amended vide Notification No.PSERC/ Secy/Regu.33 dated 23rd August, 2007 and further amended vide Notification No.PSERC/ Secy/Regu.60 dated 18th October, 2011</p>			<p>After examining Distribution License Fee and ARR Tariff Determination Fee of 13 States filed by PSPCL, besides by PSPCL, The petition was admitted during hearing on 16.02.16. The Commission to examine the data.</p>
13	2/2016	Punjab State Power Corporation Limited	<p>Petition under Section 23 of the Electricity Act, 2003 seeking regulatory guidelines for measures to be taken in case of exigencies leading to power cuts for the Tariff Year 2016-17.</p>	27.01.16	<p>Petition admitted during hearing on 01.02.16</p>	<p>PSPCL submitted vide letter dated 19.02.16 on 24.02.16 intimating that petition 2/2016 has been uploaded on PSPCL website and has enclosed draft public notice for inviting</p>

						objections / comments / suggestions from general public and other stakeholders for approval of the Secretary/ PSERC as per Regulation 67 of PSERC (Conduct of Business) Regulations, 2005. Next date of hearing of the petition shall be conveyed subsequently
14	3/2016	Suo-motu	Adoption of Central Electricity Regulatory Commission (Terms and Conditions for Tariff determination from Renewable Energy Sources) (Fourth Amendment) Regulations, 2015 and determination / fixation of generic levellised generation tariff for power projects using Municipal Solid Waste / Refuse	02.02.16		Public notice published in various newspapers on 03.02.16 inviting comments/ objections on Staff Paper

			Derived Fuel and based on Rankine Cycle Technology for the year 2015-16.			
15	4/2016	Punjab State Power Corporation Limited	Petition under regulation 8.1(b) of the PSERC (Electricity Supply Code & Related Matters) Regulations, 2014 regarding time limit for release of new connection / additional load / demand of M/s Pepsico India Holding Pvt. Ltd. under Bhogpur (OP) Divn. Circle Hoshiarpur seeking extension in load of 600 KW/ 565 KVA amounting total 1200 KW / 1130 KVA at 11000 volts supply.	09.02.16	Fixed for hearing on 08.03.16	Petition admitted during hearing on 23.02.16. It would be useful to hear Pepsico India Holding Pvt. Ltd. Notice be issued to Pepsico India Holding Pvt. Ltd. for filing its response and to appear before the Commission on 08.03.16. Pepsico shall file reply by 01.03.16. Before parting with the Order, the Commission direct PSPCL that the Commission would examine all pending cases where consumers

						have requested for extension of load / demand and release of new connections for Large Supply (LS) Industrial connections. PSPCL shall file a list, by 4 th of March,2016, of such connections which are pending and which are not being released within stipulated time as per the Supply Code.
16	5/2016	ICL Ivory Tower	Petition under Section 142 of Electricity Act, 2003 directing the respondents not to disconnect the electricity connection of the petitioner till the pendency of its objections against their demand letter/ notice dated 26.11.2015.	16.02.16	Fixed for admission on 01.03.16	After hearing the petitioner in detail on 23.02.16 the Commission decided to summon respondent No.2 – Deputy Chief Engineer Circle Mohali PSPCL on 1 st March,

						2016 at 11.30 AM before admitting the petition.
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**Subject:- Status of Petitions in which Orders have been reserved
as on 26.02.2016.**

Sr. No.	Petition No.	Name of the Petitioner	Subject matter	Filed on	Remarks
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Subject:- Status of Petitions adjourned sine-die as on 26.02.2016.

S. No	Petition No.	Name of the Petitioner	Subject matter	Filed on	Remarks
1	46/2010	Rana Sugar Limited	Petition under Section 86 of the Electricity Act, 2003 for re-determination/revision of rates for sale of power from petitioner's Co-generation Power Plant with an aggregate capacity of 12 MW taking into account the escalation in operational cost in order to promote co-generation and generation of electricity from renewable sources of energy as envisaged under the Electricity Act and the NRSE Policy.	Revived on 22.09.14	PSPCL submitted during hearing on 25.11.14 that it has filed the statutory Second Appeal under Section 125 of the Electricity Act, 2003 against the Order of Hon'ble APTEL dated 19 th September, 2014 passed in Appeal No.207 of 2013 impugning Order dated 24.06.2013 of the Commission in this petition. The hearing of the petitioner (revived on remand by Hon'ble APTEL Order in Appeal No.207 of 2013) was accordingly adjourned sine-die to await for the decision of Hon'ble

					Supreme Court in the Second Appeal filed by PSPCL against the Order of Hon'ble APTEL.
2	43/2013	Impel Forge & Allied Industries Ltd.	Petition under section 142 of the Electricity Act, 2003 read with regulation 9 of PSERC (Electricity Supply Code and Related Matters) Regulations, 2007 and other provisions of regulations framed by this Commission praying for taking necessary action against the respondent and its officials for raising impugned demand of Rs.7,36,000/-, from the petitioner, on account of Service Connection Charges (Variable Charges at the rate of Rs.320/- per meter), in violation of provisions of regulation 9 of PSERC (Electricity Supply Code and Related Matters), Regulations, 2007, and clause 12 of the Conditions of Supply and provisions of the Electricity Act, 2003 and further for setting aside the impugned demand of Rs.7,36,000/- raised on account of arrears of service connection charges; And further for setting aside the Commercial Circular No.68/2008,	02.08.13	The matter being sub-judice before Hon'ble High Court the Commission vide Order dated 14.10.13 decides to adjourn this petition sine-die to await for decision of the Hon'ble High Court

			issued by the respondent, to the extent it allows the respondent to recover Rs.320 per meter as variable charges from LS consumers having load above 500 KVA/ 500 KW, being in violation of regulation 9 of PSERC (Electricity Supply Code and Related Matters) Regulations, 2007, and clause 12 of the Conditions of Supply.		
3	44/2013	K.J. International	Petition under section 142 of the Electricity Act, 2003 read with regulation 9 of PSERC (Electricity Supply Code and Related Matters) Regulations, 2007 and other provisions of regulations framed by this Commission praying for taking necessary action against the respondent and its officials for raising impugned demand of Rs.8,57,101/-, from the petitioner, on account of arrears of service connection charges (Variable Charges), in violation of provisions of regulation 9 of PSERC (Electricity Supply Code and Related Matters), Regulations, 2007, and clause 12 of the Conditions of Supply and provisions of the Electricity Act, 2003 and further for setting aside the impugned demand of Rs.8,57,101/- raised	02.08.13	The Matter being sub-judice before Hon'ble High Court the Commission vide Order dated 14.10.13 decides to adjourn this petition sine-die to await for decision of the Hon'ble High Court

			<p>on account of arrears of service connection charges;</p> <p>And further for setting aside the Commercial Circular No.68/2008, issued by the respondent, to the extent it allows the respondent to recover Rs.320 per meter as variable charges from LS consumers having load above 500 KVA/ 500 KW, being in violation of regulation 9 of PSERC (Electricity Supply Code and Related Matters) Regulations, 2007, and clause 12 of the Conditions of Supply.</p>		
4	47/2013	PSPCL	<p>Petition for amendment in Power Purchase Agreement dated 18.01.2010 signed between erstwhile PSEB and NPL under Article 18: "MISCELLANEOUS PROVISIONS" for change in unit configuration from 2x660 MW (1320MW) to 2x700MW (1400MW) for Rajpura Thermal Power Project.</p>	12.08.13	<p>Both the parties submitted during hearing on 29.10.13 that issue regarding obligation to arrange coal for the enhanced capacity of 1400 MW (from 1320 MW) is sub-judice before Hon'ble APTEL in Appeal No.68 of 2013 filed by respdst. impugning Order of the Commission in Petition No.56 of 2012,</p>

					therefore the decision of this petition be taken after the decision of the said Appeal. Accordingly, this petition is adjourned sine-die.
5	28/2014 (Suo-motu)	Suo-motu	Petition (Suo-Motu) to comply with Judgement dated 23.04.2014 passed by Hon'ble APTEL in Appeal No.207 of 2012 impugning Order dated 01.10.2012 in Petition No.38 of 2011	06.05.14	The Commission vide Order dated 20.06.14 decided to file a request through Shri Sakesh Kumar Advocate before Hon'ble APTEL in Appeal No.207 of 2012 as per APTEL Order dated 23.05.14 for granting extension of time to pass consequential Order with six months of filing of final cost

					increase in construction of Railway Siding at 2x700 MW Rajpura Thermal Plant due to change in 'In Principal approval' by Railway authorities
6	48/2014	PSPCL	Petition for approval under Section 86 (1) (b) of the Electricity Act, 2003 for power procurement on long term basis in terms of the Power Sale Agreement dated 1.9.2006 for 200 MW power from 1000 MW Karcham Wangtoo Hydrel Project set up by Japee Karcham Hydro Corporation Limited	05.08.14	The petition was taken up for admission earlier on 12.08.2014, 23.09.2014, 25.11.2014, 09.01.2015 and 30.04.2015 but was not admitted on account of the fact that the petition filed by JPVL, respondent No.2, for determination of tariff for the project was pending before the Hon'ble CERC and it is not possible to consider the petition under Section 81 (1) (b) filed by PSPCL for

					<p>power procurement on long term basis from the project in the absence of applicable tariff for the project. The parties, themselves, had been praying to take up the petition after the decision of Hon'ble CERC in the petition of the developer. PTC India Ltd. has filed a copy of Notice in Petition No.434/GT/2014 from Hon'ble CERC to PTC India Limited dated 07.05.2015..</p> <p>In view of the fact that decision of Hon'ble CERC in the petition for approval of Generation Tariff for Karcham Wangtoo HEP may take indefinite more time, this petition is kept sine-die vide Commission's Order dated 20.05.2015.</p>
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					<p>PSPCL shall intimate the decision of Hon'ble CERC as soon as the same is taken and file a copy of the same for revival of the petition.</p> <p>In the meantime, PSPCL should re-examine the necessity of procuring power from this Hydro-electric Project in view of surplus power projected in the ARR for FY 2015-16. The petition is kept sine-die.</p>
7	60/2014	JITF Urban Waste Management (Bathinda) Limited	<p>Petition under Regulation 7 of the CERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) Regulations, 2012 requesting the Commission to determine the project specific tariff under the Provisions of the said Regulations with respect to the upcoming Municipal Solid Waste to Energy Plant of the Petitioner (12 MW)</p>	26.09.14	<p>The matter was heard on 22.04.2015., wherein PEDA submitted that approval of the Government is awaited for signing IA. In view of position and a number of adjournments of the case without any effective hearing, the Commission directed the petitioner, PEDA and</p>

					<p>PSPCL to file the copy of IA and PPA as soon as the same are signed by the parties. The petition shall remain sine-die in the meanwhile. The date of next hearing shall be conveyed to the parties after the IA and PPA are filed by them in due course of time.</p>
8	68/2014	COSMAS Research Lab Ltd	<p>Petition in the matter of demand of variable charges in addition to per KW/KVA charges for release of electricity connection of M/s COSMAS Research Lab Ltd A/c no U12-HB01-00049.-----Violation of Reg.9.1.1 (b) and Reg.6.1(e) of Supply Code.</p>	01.12.14	<p>The instant case relates to service connection charges as per Regulation 9.1.1 (i) (b) read with Regulation 10 of the Supply Code Regulations, 2007 and Petition Nos. 43 of 2013 and 44 of 2013 on the similar issue had been kept sine-die by the Commission as the matter is sub-judice before Hon'ble Punjab and Haryana High Court in case of Sewa Kunj</p>

					Alloys Pvt. Ltd. in CWP No.23683 of 2012. In view of this position, the Commission decided vide Order dated 21.01.15 to admit this petition and to keep it sine-die to await for the outcome of CWP No.23683 of 2012.
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