

Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17

Petition No. 31/2006

In the matter of : Application under Section 86(ii)(f) of the Electricity Act, 2003
for Recovery of cost of 2 nos. damaged 10 MVA, 33/11 KV
Power Transformer at Kirby Place from M/s BSES Rajdhani
Power Ltd..

In the matter of:

Delhi Transco Limited
Through its: **CMD**
Shakti Sadan, Kotla Road,
New Delhi-110002.

...**Petitioner**

VERSUS

BSES Rajdhani Power Limited
Through its: **CEO**
BSES Bhawan,
Nehru Place,
Delhi-110019.

...**Respondent**

Coram:

Sh. Berjinder Singh, Chairman & Sh. K. Venugopal, Member.

Appearance:

1. Sh. R. C. Natrajan, Regulatory, BSES;
2. Sh. S. C. Sharma, Vice President, BSES;
3. Sh. Y. P. Verma, Manager(T), LB, DTL;
4. Sh. Ashwani Kumar, AM(T), DTL;
5. Sh. Sai Krishna, Senior Manager, BYPL.

ORDER

(Date of Hearing: 26.08.2008)
(Date of Order: 29.08.2008)

1. The present Petition has been filed by the Delhi Transco Limited seeking directions to the BSES Rajdhani Power Ltd. to pay the cost of two numbers damaged 10 MVA, 33/11 KV Power Transformers i.e. Rs. 15.95 lakh alongwith interest at the rate of 11.5% compounded yearly w.e.f. 01.01.2004 till the date of realization by DTL.
2. Parties present.

3. Sh. R. C. Natrajan, Representative of BRPL, submitted that the original demand of Rs. 13.96 lakh raised by DTL has already been paid vide cheques dated 06.07.2008 and 06.08.2008.
4. Sh. Ashwani Kumar, Representative of DTL, submitted that they are entitled for the interest at the rate of 11.5% compounded yearly w.e.f. 01.01.2004 till the date of realization of the amount by DTL.
5. The Commission observes that the issue involved in this Petition is trivial in nature where both the parties ought to have resolved it amicably instead of approaching this Commission. Such litigation, as far as possible, should be avoided. Since, the initial claim of the Petitioner for Rs. 13.96 lakh has been satisfied by the BRPL there appears to be nothing substantial which remains to be adjudicated upon by the Commission at this stage. We are not inclined to interfere in the matter considering the nature and consequential impact of the issue involved.
6. In view of the above, the Petition is dismissed.
7. Ordered accordingly.

Sd/-
(K. Venugopal)
MEMBER

Sd/-
(Berjinder Singh)
CHAIRMAN