



Delhi Electricity Regulatory Commission

Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17.

No. F.11(1666)/DERC/2018-19/6291

Petition No. 18/2019

In the matter of : **Petition u/S 86(1)(f) regarding payment of outstanding dues by Respondent No. 1 (NDMC), arising out of various Power Purchase Agreements entered between the parties with respect to supply of electricity procured from the Respondent No. 2 (Timarpur Okhla).**

Kreate Energy (I) Pvt. Ltd.

....Petitioner

Vs.

New Delhi Municipal Council & Anr.

....Respondent

AND

Petition No. 49/2018

In the matter of : **Petition on behalf of Timarpur Okhla Waste Management Company Ltd. (TOWMCL) under Section 86 (1)(f) of the Electricity Act, 2003.**

Timarpur Okhla Waste Management Company Ltd. (TOWMCL)

....Petitioner

Vs.

Kreate Energy (I) Pvt. Ltd.

....Respondent

Coram: Hon'ble Mr. Justice S S Chauhan, Chairperson

Appearance:

1. Mr. Adarsh Tripathi, Adv., Kreate Energy (I) Pvt. Ltd.
2. Mr. Pawan Upadhyay, Adv., TOWMCL
3. Mr. Akash Tyagi, Adv.,

INTERIM ORDER

(Date of Hearing: 14.11.2019)

(Date of Order: 18.11.2019)

1. The Counsel for the NDMC was to verify the payment in respect of hard copies of the bills which have been received by them. Upon a query from the official of the NDMC, it has been admitted by the NDMC that the hard copies of the bills have been received in the NDMC office but the argument has been advanced that those were not given to the officer concerned.
2. In my opinion once the hard copies got received in the Receipt Section of the office, it was incumbent upon the Receipt Section to present the hard copies before the authority concerned. If that has not been done, then it is the mistake the office of NDMC. Further, the copies of the hard copies of bills have been filed along with the rejoinder affidavit. The same has also been furnished to the Counsel for NDMC.

3. In the aforesaid circumstances the NDMC is directed to file an affidavit indicating the payment details made in this regard by the next date.
4. List the matter on 20.11.2019

Sd/-
(Justice S S Chauhan)
Chairperson