



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

No. F.11(1967)/DERC/2022-23/7344

**Petition No. 20/2022**

**In the matter of :** Petition under Section 86(1)(a) and section 86(1)(b) of the Electricity Act, 2003 read with Article 12 of the Power Sale Agreement executed between the Petitioner and Tata Power Trading Company Ltd. on 20.01.2019 *inter-alia* seeking approval of the Commission to execute Supplementary Agreement with TPTC Ltd. for pass through of the cost saving due to shifting of coal linkage in furtherance to the methodology for linkage rationalisation dated 15.05.2018 issued by the Ministry of Coal.

**Tata Power Delhi Distribution Ltd.**

.... **Petitioner**

**Versus**

**Tata Power Trading Co. Ltd. & Anr.**

.. **Respondents**

**Coram:**

**Hon'ble Shri Justice Shabihul Hasnain 'Shastri', Chairperson**  
**Hon'ble Dr. A. K. Ambasht, Member**

**Appearance:**

1. Mr. Nifish Gupta, Advocate, TPDDL
2. Mr. Aniket Prasoon, Advocate, Jhajjar Power Ltd.
3. Sri Venkatesh, Advocatae, Advocate, TPTCL.

**INTERIM ORDER**

(Date of Hearing 20.10.2022)  
(Date of Order: 20.10.2022)

Heard Mr. Nifish Gupta, Counsel for the TPDDL. He has informed that an Affidavit has been filed by him to bring on record the order passed by the CERC dated 07.09.2022. It has been informed that CERC has given the view that the State Commission has to allow the Supplementary PPA as envisaged in Rule 8 of The Electricity Rules. In this regard the respective Counsels appearing in this matter Sri Venkatesh and Mr. Aniket Prasoon have supported the contentions of the Petitioner. The pleadings are complete. The order is reserved.

**Sd/-**  
**(Dr. A.K. Ambasht)**  
**Member**

**Sd/-**  
**(Justice Shabihul Hasnain 'Shastri')**  
**Chairperson**