



**Delhi Electricity Regulatory Commission**  
**Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017.**

No. F.11(1997)/DERC/2022-23/7428

**Petition No. 34/2022**

**In the matter of:**      **Petition u/S 86(1)(b) and Section 63 of the EA, 2003 read with Clause 4 of the Guidelines dated 06.03.2019 issued by the Ministry of Power, Government of India seeking approval of deviation from the Model Bidding Documents filed by BRPL and BYPL**

**BSES Rajdhani Power Ltd.**

**BSES Yamuna Power Ltd.**

**....Petitioners**

**Coram:**

**Hon'ble Shri Justice Shabihul Hasnain 'Shastri', Chairperson**

**Hon'ble Dr. A. K. Ambasht, Member**

**Appearance:**

Mr. Amit Kapur, Advocate, BRPL & BYPL

**INTERIM ORDER**

(Date of Hearing: 30.06.2022)

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1. Heard Mr. Amit Kapur, Counsel for the Petitioner. At the very outset, a question on the jurisdiction and competence for admission in this Commission was raised by the Commission itself. Mr. Kapur, has earnestly and wisely argued that this Commission is competent to deal with the matter in question, by going through the relevant sections of the Electricity Act, 2003 along with the judgement of the Hon'ble Supreme Court. For the purposes of admission, we find that the arguments are enough subject to the final decision on this subject. Admit.
2. So far the need for the Petitioner to procure the amount of electricity which is envisaged in the scheme of things, is still to be justified by the Petitioner. Some documents have come to the hands of the Petitioner only yesterday and as such they could not be brought on record today as the Petition was filed a few days' back. Mr. Kapur has submitted that he will file the relevant documents by tomorrow and the Petition can come up after a week. Let it be so. List the matter on 12.07.2022.

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

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

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