



**Delhi Electricity Regulatory Commission**  
**Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017.**  
F.11(2028)/DERC/2022-23/7528

**IA No. 6/2022**  
**Along with**  
**Petition No. 51/2022**

**In the matter of :** Application for seeking ad interim ex parte stay of the Operation of the process impugned tender process and for passing appropriate directions u/S 151 of the Code of Civil Procedure, 1908 along with Petition seeking declaration that the Request for Proposal (RFP) dated 15.07.2022 issued by the Municipal Corporation of Delhi for setting up of Municipal Solid Waste to Energy facility at Narela Bawana, Delhi, is violative of the Electricity Act, 2003 and the National Tariff Policy, 2016 and for appropriate directions.

**Waste to Energy Research & Technology Council**

**...Petitioner**

**Versus**

**Municipal Corporation Delhi**

**....Respondent**

**Coram:**

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

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

**Appearance:**

- 1. Mr. Sanjay Sen, Sr. Advocate, WtE Research & Technology Centre**
- 2. Ms. Mandakini Ghosh, Adv., WtE Research & Technology Centre**

**INTERIM ORDER**

(Date of Hearing: 11.10.2022)

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Heard Mr. Sanjay Sen, Sr. Advocate for the Petitioner for quite some time. The matter relates to issuance of Request for Proposal (RFP) dated 15.07.2022 issued by the Municipal Corporation of Delhi for setting up of Municipal Solid Waste to Energy facility at Narela Bawana, Delhi through competitive bidding process. The Counsel for the Petitioner argued that the tender issued by the Respondent is in contravention of the provisions of the Electricity Act, 2003, National Tariff Policy, 2016 relevant Regulations and the provisions of Environment Protection Act, 1986 and Solid Waste Management Rules, 2016. Issue notice to Respondent/MCD returnable at an early date. Reply to be filed within 2 weeks' time. List the matter on 15.11.2022.

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

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

**WEAR FACE MASK**

**WASH HANDS REGULARLY**

**MAINTAIN SOCIAL DISTANCING**