



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

F.11(2044)/DERC/2022-23/7565

Petition No. 64/2022

In the matter of : Petition filed pursuant to the directions passed by the Hon'ble APTEL vide its Order dated 07.07.2022 in Appeal No. 71/2016 seeking recovery of losses on account of decapitalization of the assets that have retired/replaced prior to their useful life for the period FY 2002-03 to FY 2016-17 for the reasons beyond the control of the Petitioner, under Section 62 read with 86(1(a) of the Electricity Act, 2003 and Regulation 56 & 57 of Delhi Electricity Regulatory Commission (Conduct of Business) Regulations, 2001 filed by TPDDL.

Tata Power Delhi Distribution Limited

...Petitioner

Coram:

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

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

Appearance:

Mr. Nitish Gupta, Adovcate, TPDDL

ORDER

(Date of Hearing: 06.12.2022)

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Heard Mr. Nitish Gupta, Counsel for the Petitioner for quite some time. The Petitioner has prayed in the Petition to allow recovery of Rs. 203.08 Cr. for the losses on account of decapitalization of the assets that have retired/replaced prior to their useful life for the period FY 2002-2003 to FY 2016-17 along with carrying cost. The Petition has been filed pursuant to the directions passed by the Hon'ble APTEL vide its Order dated 07.07.2022. Before the Hon'ble APTEL, the Petitioner withdrew the Petition and the Hon'ble APTEL gave the Petitioner liberty to either approach the DERC again or the Hon'ble High Court through a Writ Petition. The APTEL did not quash or set aside the Order in question before it. The Petition is not in the nature of a Review Petition. There is no ground or request for a review of the earlier order. However, giving regard to the directions of the Hon'ble APTEL, the issue has been analyzed again on merits. On reconsideration, the Commission found no merits in the submissions of the Petitioner and therefore, the Petition is dismissed.

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

Sd/-
(Justice Shabihul Hasnain 'Shastri)
Chairperson

WEAR FACE MASK

WASH HANDS REGULARLY

MAINTAIN SOCIAL DISTANCING