



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
(Diary No. 42/2019)

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

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

Appearance:

1. Mr. Adarsh Tripathi, Adv., Kreate Energy (I) Pvt. Ltd.
2. Mr. Anish Gupta, Adv. Kreate Energy (I) Pvt. Ltd.
3. Mr. Tushar Sannu, Adv., NDMC
4. Mr. Shivam Chhalotre, NDMC

INTERIM ORDER

(Date of Hearing: 14.02.2019)

(Date of Order: 14.02.2019)

1. The Counsel for the petitioner refers to the judgment of the Appellate Tribunal for Electricity in Appeal No. 31 of 2012 in the matter of PTC India Ltd. Vs. Gujarat Electricity Regulatory Commission & Anr. and states that it is settled law that the State Commission has jurisdiction to adjudicate dispute not only between the licensees and generating companies but also between two Licensees.
2. The petition is admitted.
3. As requested, the parties are given liberty to sit with the office of the Commission and resolve the dispute/claims.
4. List the matter on 07.03.2019.

Sd/-
(Justice S S Chauhan)
Chairperson