



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

No. F.11(512)DERC/2009-10/

Petition No.11/2009

In the matter of : **Petition for approval of Terms & Conditions entered between NDPL-G & NDPL-D for purchase of entire capacity of Rithala Combined Cycle Power Plant being put by NDPL Generation.**

Petition No. 07/2009

In the matter of : **Petition for approval for usage of 6 acres of land located in the licensed are of the Petitioner to set up 108 MW Power Generation Plant at Rithala Delhi.**

Petition No.06/2013

In the matter of : **Petition seeking of Final Generation for 94.8MW Rithala Combined Cycle Power Plant u/S 62 read Part VII of E.A. 2003 and the Delhi Electricity Regulatory Commission (Terms and Conditions for determination of Generation Tariff) Regulation 2007 & 2011 for 2010-11, FY 2011-12 and FY 2012-13 to 2014-15.**

Tata Power Delhi Distribution Ltd.
(erstwhile North Delhi Power Limited)
Through its : Managing Director
Sub-Station Building,
Hudson Lane, Kingsway Camp
Delhi 110 009

....Petitioner

Coram:

Sh. P.D. Sudhakar, Chairperson,
Sh. J.P. Singh, Member &
Sh. B.P. Singh, Member.

Appearance:

1. Mr. Amit Kapur, Advocate
2. Mr. Vishal Anand, Advocate
3. Mr. Rahul Kinra, Advocate
4. Mr. Ajay Kapoor , TPDDL
5. Mr. Anurag Bansal, TPDDL
6. Mr. Mithun Chakraborty, TPDDL
7. Mr. K.K. Jain, TPDDL
8. Mr. A. Dhawan, TPDDL
9. Mr. Prabhat Chandra, TPDDL
10. Mr. J.K. Sinha, TPDDL

INTERIM ORDER

(Date of Hearing: 14.07.2015)

(Date of Order: 22.07.2015)

1. The Petitioner submitted that the Hon'ble APTEL in its judgment dated 10.02.2015 in Appeal No. 171 of 2012 has directed the Commission to dispose of the matter relating to procurement of power by the petitioners from Rithala plant as a long term source of power, expeditiously and also decide the Power Purchase Cost from the plant.
2. The Commission observed that the approval of DDA for conversion of land use was conveyed to Govt. of Delhi for construction of a temporary generation unit of 90MW capacity at Rithala, therefore, it is for consideration whether, in the given scenario, it may require approval of long term power purchase agreement and determination of Tariff for the Rithala plant to TPDDL.
3. On the issue of recommendation of DPPG for decommissioning of the plant, the Counsel for the Petitioner submitted that the recommendation of the DPPG is contested by the Petitioner because there may not be differential treatment for two similarly placed power plants.
4. On the specific query of the Commission about valuation of the Rithala Combined Cycle Power Plant by a Govt. approved valuer so as to understand the viability of the plant, the counsel for the Petitioner submitted that the plant was evaluated by Protocol Insurance Surveyors & Loss Assessors Pvt. Ltd., an agency approved by the Ministry of Finance, Department of Revenue (Income Tax). The Petitioner submitted that the necessary certificate regarding the agency being a Govt. approved valuer will be submitted to the Commission.
5. The Counsel for the Petitioner requested for two weeks time to furnish all the requisite documents to the Commission within 2 weeks. The Commission accepted the prayer of the petitioner and adjourned the matter.
6. The next date of hearing will be informed in due course.
7. Ordered accordingly.

Sd/-
(B.P. Singh)
Member

Sd/-
(J.P. Singh)
Member

Sd/-
(P.D. Sudhakar)
Chairperson