

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

No. F.11(543)DERC/2008-09/

Petition No.02/2010

In the matter of : Refund of Consumer Contribution received for Deposit Works.

1. BSES Yamuna Power Limited
Through its : **CEO**
Shakti Kiran Building,
Karkardooma
Delhi 110 092

....Petitioner

Coram:

**Sh. P.D. Sudhakar, Chairman, Sh. Shyam Wadhera, Member &
Sh. J.P. Singh, Member.**

Appearance:

1. Sh. V.P. Singh, Advocate, for BRPL & BYPL
2. Sh. Dushyant Manocha, Advocate for BRPL & BYPL
3. Sh. Priti Aggarwal, AM, BYPL
4. Sh. Pooja Aggarwal, AM BYPL

ORDER

(Date of Hearing: 20.10.2011)
(Date of Order: 24.10.2011)

1. The Petitioner, BYPL filed the Petition No. 02/2010 regarding Refund of Consumer Contribution received for Deposit Works.
2. The Petitioner through this Petition prayed to the Commission for the following:
 - a. Reconsider its statement made in the letter dated 03.12.2009 and expunge the term "financing of capital investment en block is surely not only a wrong accounting practice but also a dishonest one."

- b. Suitably modify its letter dated 03.12.2009 and consider implementing the principles prospectively.
- c. Pass any other order(s) as the Hon'ble Commission may be pleased to do so.
3. Ld. Counsel, Sh. V.P. Singh appearing for BYPL advanced his arguments regarding modification of Commissions letter dated 03.12.2009 and to consider implementing the principles prospectively.
4. The Commission heard Ld. Counsel Sh. V.P. Singh at some length. The Commission feels that before resolving the issues involved in this matter, BYPL may prepare a detailed account of Capital Contribution received against various capital works, amount utilized on the specific project for which the capital contribution was provided and balance amount if any utilized towards other CAPEX of the distribution company. The Commission directs that the detailed account from FY 2002-03 onwards project-wise for all projects where capital contribution has been received be placed before the Commission within 4 weeks from the date of this Order.
5. The matter is listed for further hearing on **24.11.2011**
6. Ordered accordingly.

Sd/-
(J.P. Singh)
Member

Sd/-
(Shyam Wadhera)
Member

Sd/-
(P.D. Sudhakar)
Chairman