

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.

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. Mr. V.P. Singh, Advocate, BYPL;
2. Mr. Dushyant Manocha, Advocate, BYPL;
3. Mr. Rajiv Gupta, BYPL;
4. Ms. Priti Aggarwal, BYPL.

ORDER

(Date of Hearing: 14.05.2012)

(Date of Order: 17.05.2012)

1. Mr. V.P. Singh Ld. Counsel for BYPL submitted that in compliance with the Commission's order dated 24.10.2011 BYPL has submitted the requisite information with the Commission.
2. The Commission noticed that there is partial compliance of the Commission's directions to submit detailed accounts from 2002-03 onwards project wise for all projects where capital contribution has been received against various capital works. This information should include amount utilized of the specific project for which the Capital contribution was provided and balance amount, if any, utilized towards other CAPEX of the distribution companies.
3. On the basis of the partial information received from the Petitioner it is apparent that the unutilized portion of consumer contribution received for a specific project has been diverted to CAPEX for other projects. Pending receipt of the full information, the Petitioner is directed to show-cause why the unutilized consumer contribution scheme-wise since 2002-03 should not be ordered to be refunded to the original consumers with interest.

4. The Commission again directs the Petitioner to provide complete information in compliance of the Commission's order dated 24.10.2011 within four weeks. The Petitioner may also reply to the show-cause notice mentioned in para 3 above within 4 weeks
5. The matter is listed for further hearing on **26.07.2012**.
6. Ordered accordingly.

Sd/-
(J.P. Singh)
Member

Sd/-
(Shyam Wadhera)
Member

Sd/-
(P.D. Sudhakar)
Chairman