



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

No. F.11(1265)/DERC/2015-16/C.F.4925

IA No. 78/2015

IN

Petition No. 57/2015

In the matter of : Petition u/S 63 r/w 86(1)(e) of the Electricity Act, 2003 ("The 2003 Act") the DERC (Renewable Purchase Obligation and Renewable Certificate Framework Implementation) Regulations, 2012 ("The RPO Regulations") for seeking adoption of tariffs through transparent process of Case-I RE Bidding and approval to sign the Power Purchase Agreement.

BSES Rajdhani Power Limited
BSES Bhawan, Nehru Place,
New Delhi-110019.

BSES Yamuna Power Limited
Shakti Kiran Building,
Karkardooma
Delhi 110 032

.....Petitioners

Coram:

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

Appearance:

1. Mr. Buddy A. Ranganathan, Advocate BRPL, BYPL
2. MR. Hansan Murtaza, Advocate BRPL, BYPL
3. Mr. Rakesh Shah
4. Mr. Shekhar Saklani, BYPL
5. Mr. Sameer Singh BYPL

INTERIM ORDER

(Date of Hearing: 20.10.2015)

(Date of Order: 02.11.2015)

1. M/s BRPL and BYPL has filed the instant IA seeking exemption of fee in respect of the petition filed by them seeking adoption of tariff through transparent process of Case-1 RE Bidding and approval to sign the Power Purchase Agreement in accordance with Section 63 of the Electricity Act, 2003.
2. Through the instant IA the Petitioner have sought exemption of fee on the plea that the Commission vide its order dated 25.09.2015 in Petition No. 54 & 55 of 2013 filed by BRPL and BYPL had granted liberty to the petitioners to withdraw the aforesaid petitions (No. 54 & 55 of 2013) as that the

matter regarding the deviation from the draft standard bidding documents issued by the MNRE on the revised Request for proposed, would be dealt with separately.

3. The Counsel for the Petitioner submitted that apart from the aforesaid plea, the request for exemption of fee is supported by the following two grounds also;
 - (i) that there is a cash crunch and adverse cash flow problem in the Petitioners' Companies and exemption of fee may provide a relief, and
 - (ii) the Commission has extended such type of relief to another DISCOM viz. TPDDL in a similar petition Numbered 58/2015.
4. The Commission directed the Law Division to examine the issue in light of the submissions made by the petitioners and adjourned the matter.
5. The next date of hearing will be informed in due course.
6. Ordered accordingly.

Sd/-
(B.P. Singh)
MEMBER

Sd/-
(P.D. Sudhakar)
CHAIRPERSON