

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

No. F. 11(1026)/DERC/2013-14/

**Petition No. 46/2013**

**In the matter of:**                    **Petition under Section 86(1) (f) of the Electricity Act for adjudication of disputes between the Petitioner-Delhi Transco Limited, Transmission Licensee and the Respondent-BSES Rajdhani Power Limited – distribution licensee.**

Delhi Transco Limited  
Through its: General Manager  
(Comml. & Regulatory affairs)  
33KV Substation Building,  
I.P. Estate, New Delhi 110 002

....**Petitioner**

Vs.

BSES Rajdhani Power Limited  
BSES Bhawan,  
Nehru Place,  
New Delhi 110 019

...**Respondent**

**Petition No. 47/2013**

**In the matter of:**                    **Petition under Section 86(1) (f) of the Electricity Act for adjudication of disputes between the Petitioner-Delhi Transco Limited, Transmission Licensee and the Respondent-BSES Yamuna Power Limited – distribution licensee.**

Delhi Transco Limited  
Through its: General Manager  
(Comml. & Regulatory affairs)  
33KV Substation Building,  
I.P. Estate, New Delhi 110 002

....**Petitioner**

Vs.

BSES Yamuna Power Limited  
Shakti Kiran Building,  
Karkardooma  
Delhi 110 092

...**Respondent**

**Coram:**

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

**Appearance:**

1. Mr. Vivek Narayan Sharma, Adv. DTL
2. Ms. Swapna Seshadri, Adv. DTL
3. Mr. D. Das, DGM (C&RA)
4. Mr. V.B. Singh, Mgr. (Comml.)
5. Mr. N.K. Sharma, DTL
6. Mr. S.P. Singh, Executive (legal)
7. Mr. Surender Babbar, DGM (Fin.) DTL

**ORDER**

(Date of Hearing: 30.10.2013)

(Date of Order: 05.11.2013)

Mr. Vivek Narayan Sharma, Ld. Counsel for DTL submitted that BRPL and BYPL have not made the payments to DTL against the bills of wheeling charges, income tax and incentives since October, 2010. The current outstanding dues of BRPL and BYPL

including LPSC are as on 30.09.2013 is Rs. 747,60,29,919/- and Rs. 521,58,67,449/- respectively.

2. The Ld. Counsel further submitted that due to continuing defaults by BRPL and BYPL in making payments DTL is left with an amount of Rs. 20 Crores only as on date to discharge its obligations towards payment of salaries to the staff, day to day running & operational expenses of the office, repair and maintenance of the existing system and payment of the loan installments as well as interest. If outstanding dues along with current bills are not paid by BRPL and BYPL, then the operation of DTL will come to a grinding halt.
3. The Ld. Counsel further submitted that they have to pay monthly salaries of the staff to the tune of Rs. 16 Crores and atleast Rs. 35 Crores are required to make monthly payment to the pensioners.
4. The Commission heard the arguments of Ld. Counsel for Petitioner at length. The Commission admits the Petition.
5. In view of the above the Commission is convinced *prima facie* that there is a financial crisis in the DTL due to nonpayment/partial payment of dues by BRPL and BYPL. The Commission therefore directs BRPL & BYPL initially to make payment for the current dues for transmission charges within a week from the date of this order.
6. The Petitioner is also directed to provide a copy of their Petition to the Respondent within two days. Respondent is directed to file the reply within a week with an advance copy to the Petitioner.
7. The matter is listed for further hearing on 19.11.2013.
8. Ordered accordingly.

Sd/-  
(J. P Singh)  
Member

Sd/-  
(Shyam Wadhera)  
Member

Sd/-  
(P.D Sudhakar)  
Chairperson