



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

No. F. 11(1302)/DERC/2015-16/5035

**Petition No. 77/2015**

**In the matter of:**      **Petition for seeking adjudication of dispute between the Distribution and Transmission Licensee along with (i) Complaint u/S 142 & 146 of the E.A 2003 seeking appropriate directives from the Commission in relation to disbursement of Short Term Open Access Charges by DTL and (ii) Petition u/s 62(6) of the E.A. 2003 seeking refund of excess tariff paid to DTL filed by TPDDL**

Tata Power Delhi Distribution Ltd.  
Through its Managing Director  
Grid Sub Station Building  
Hudson Lines, Kingsway Camp,  
Delhi 110 009

....Petitioner

**Versus**

Delhi Transco Limited  
Shakti Sadan, Kotla Marg,  
New Delhio 110002

....Respondent

**Coram:**

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

**Appearance:**

1. Mr. Alok Shankar, Adv., TPDDL
2. Mr. Ajay Kapoor, TPDDL
3. Mr. Anurag Bansal, TPDDL
4. Mr. J K Sinha, TPDDL
5. Mr. Varun Sharma, TPDDL
6. Mr. O P Singh, TPDDL
7. Mr. Sanjay Sharma, TPDDL
8. Mr. Rakesh Kumar, TPDDL
9. Mr. Sanjog Sharma, TPDDL
10. Mr. Yogesh, TPDDL
11. Ms. Nayantara Pandey, TPDDL

**INTERIM ORDER**

(Date of Hearing 02.12.2015)

(Date of Order: 10.12.2015)

1. Mr. Alok Shankar, the Learned Counsel for Petitioner (TPDDL) submitted that the Respondent (DTL) in terms of the MYT Regulations, 2011, was directed to reduce the tariff chargeable to the petitioner by 75% of the Short Term Open Access (STOA) charges received by it. However, without assigning any reasons or intimation, the Respondent ceased to disburse the STOA charges from the period commencing January 2013 and has instead been retaining the entire amount

earned through STOA charges with itself. Thus, the tariff so charged by the Respondent is in excess of the tariff chargeable by it in terms of the MYT Transmission Tariff Regulations and the said amount is liable to be returned to the petitioner with interest.

2. The Commission admits the Petition and directs that Notices may be issued. The petitioner shall serve a copy of the petition to the aforesaid concerned parties within two weeks. The Concerned parties may file their reply to the petition within two weeks thereafter with an advance copy to the petitioner.
3. The next date of hearing will be informed in due course.
4. Ordered accordingly.

**Sd/-**  
(B.P. Singh)  
Member

**Sd/-**  
(P. D. Sudhakar)  
Chairperson