

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

F.11 (1372)/DERC/2015-16

Review Petition No.22/2016

In the matter of: Review Petition against the order dated 04.01.2016 in Petition No. 01/2015 - Sarla Devi vs. BSES Yamuna Power Ltd.

In the matter of:

BSES Yamuna Power Ltd.
Through its: **CEO**
Shakti Kiran Building,
Karkardooma
New Delhi – 110092

...Petitioner

Coram:

Sh. B.P. Singh, Member

Appearance:

1. Shri Arav Kapoor, Advocate for the Petitioner;
2. Shri I U Siddiqui, Legal Officer, BYPL.
3. Shri Munish Nagpal, Sr. Manager, BYPL;

INTERIM ORDER

(Date of Hearing: 17.11.2016)
(Date of Order: 17.11.2016)

1. The instant review petition has been filed by M/s BSES Yamuna Power Ltd. against the Order dated 04.01.2016 of the Commission in Petition No. 01/2015 - Sarla Devi vs. BSES Yamuna Power Ltd. Whereby penalty was imposed on the Petitioner for violation of certain Regulations.
2. The review petition was filed after the period of limitation for filing a review petition i.e. on 25.02.2016 (30 days from passing of the Order excluding time taken to obtain certified copy) and beyond the date of depositing the amount of penalty. The Petitioner has also filed an IA for condonation of delay.

3. The matter was listed for hearing in the Commission today. During the hearing, the counsel for the Petitioner submitted that the instant review petition has been filed on the ground of Mistake or error apparent on the face of the record, that the judgment of the Hon'ble High court of Delhi passed in Smt. Kanta Sharma vs. BSES Rajdhani Power Ltd. (WP.C 1712/2011) was not considered by the Commission while delivering the Order dated 04.01.2016.
4. After hearing the arguments of the Petitioner, the Commission directed to issue notice to the opposite party.
5. The next date of hearing shall be intimated to the parties in due course.
6. Ordered accordingly.

Sd/-
(B. P. Singh)
Member