



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

No. F.11(1200)/DERC/2014-15/4668

Petition No. 25/2015

In the matter of : **Petition seeking declaration and correct interpretation of the provisions of EPA dated 20th January, 2010 and Amended EPA dated 27th July, 2011.**

M/s Timarpur Okhla Waste Management Co. Ltd.

Through its : Director

28, Shivaji Marg,
New Delhi 110 015

....Petitioner

VERSUS

1. M/s BSES Rajdhani Power Ltd.

Through : its CEO

BSES Bhawan
Nehru Place,
New Delhi 110 019

2. Delhi Transco Limited
33KV Sub Station Building,
Minto Road,
New Delhi 110 002

....Respondents

Coram: Sh. B.P. Singh, Member

Appearance:

1. Mr. Nilava Bandyopadhyay, Adv., TOWMCL
2. Mr. Tushar Roy, Adv., TOWMCL
3. Mr. Buddy A. Ranganathan, Adv. BRPL
4. Mr. Rahul Kinra, Adv. BRPL
5. Mr. Ashutosh Kr. Srivastava, Adv. BRPL
6. Mr. S.K. Chaturvedi, Adv. DTL
7. Mr. Vishnu S Pillai, Adv. DTL
8. Mr. Irfan Ahmad, TOWMCL
9. Mr. Neelesh Gupta, TOWMCL
10. Mr. Kanishk, BRPL
11. Mr. Ravi Shandilya, RBPL
12. Ms. Megha Bajpayi, BRPL
13. Mr. Ajay Kr. Sharma, DTL
14. Mr. P.K. Shandilya, DTL

INTERIM ORDER

(Date of Hearing: 29.05.2018)

(Date of Order: 01.06.2018)

1. The instant petition has been filed by the petitioner seeking declaration and correct interpretation of the provisions of Energy Purchase Agreement (EPA) dated 20th January, 2010 and Amended EPA dated 27th July, 2011.

2. The Counsel for the Respondent DTL submitted that they have filed reply to the petition.
3. The Counsel for the petitioner sought adjournment and further submitted that they have not received a copy of the reply filed by the respondent DTL.
4. It is observed that the petitioner has on various occasions, whenever the matter has been listed asked for an adjournment. However, considering the request of the proxy counsel, a last opportunity is being given to the petitioner and the matter is adjourned. It is also made clear that in future no such opportunity for adjournment will be granted and the matter will be proceeded ex-parte.
5. The Respondent DTL is directed to provide a copy of reply to the petitioner, if not already provided, within one week and the petitioner may file rejoinder, if any, within two weeks thereafter, with an advance copy to the respondent. The matter is adjourned.
6. The next date of hearing will be informed to the parties in due course.
7. Ordered accordingly.

Sd/-
(B.P. Singh)
Member