

Before

UTTARAKHAND ELECTRICITY REGULATORY COMMISSION

Petition No. 19 of 2012

In the Matter of:

Petition filed by M/s. Him Urja (P) Ltd. seeking determination of tariff of its Vanala SHP.

AND

In the matter of:

Him Urja Pvt. Ltd.

Petitioner

Versus

Uttarakhand Power Corporation Ltd.

Respondent

CORAM

Shri Jag Mohan Lal, Chairman

Shri C.S. Sharma, Member

Shri K.P. Singh, Member

Date of Order: December 21, 2012

The Commission heard the Petitioner and Respondent in the matter today. The Commission took a stern view on violation of the directions issued by the Commission in its letter dated 4th December 2012 by UPCL and observed that UPCL is in clear violation of the directions of the Commission and is liable for punishment under section 142 of the Act. The Commission also pointed out repeated occurrence of non-compliance of the directions by UPCL. The Commission made it clear that UPCL cannot be allowed to flout the authority of the Commission given to it by law. The Commission cautioned UPCL that all the Orders and directions issued by the Commission have to be either implemented or else in case of any difficulty in implementation of the same, they have to approach the Commission

for review/modification within the time frame stipulated by the Commission failing which action will not be taken against company but against the person responsible for inaction in his personal capacity. The Respondent agreed to execute the PPA today and make payment to the Petitioner within 3 days of today, i.e. by 24.12.2012.

The Commission directed UPCL to ensure execution of the PPA today and release of the outstanding payment due to the Petitioner within three days of this Order, i.e. by 24.12.2012 as agreed by them and submit the compliance of the action taken.

(K.P. Singh)
Member

(C.S. Sharma)
Member

(Jag Mohan Lal)
Chairman