

**CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI**

Petition No. 38/MP/2016

- Subject : Petition under Section 79 (1) (c) read with 79 (1) (f) and 79 (1) (k) of the Electricity Act, 2003 inter-alia seeking a declaration that the factor/events, namely, delay in forest clearance of land for main plant, cancellation of allocated coal block to the petitioner, non signing of Fuel Supply Agreement, delay in acquisition/procurement of land for main plant, delay in approval of land for ash Pond by State of Odisha, delay in clearance of railway line from Eastern Coast Railway, Odisha, delay in clearance for construction of dedicated transmission line from Ministry of power in construction of dedicated transmission line from Ministry of Power in the construction of the 2X660 MW coal based Thermal Power plant located in Dhenkenkenal District Odisha as force majeure events under BPTA dated 24.2.2010, seeking extension of time period for achieving the commercial operation date of project and other consequential reliefs under the BPTA dated 24.2.2010.
- Date of hearing : 26.5.2016
- Coram : Shri Gireesh B. Pradhan, Chairperson
Shri A.K. Singhal, Member
Shri A.S. Bakshi, Member
Dr. M.K. Iyer, Member
- Petitioner : Lanco Badandh Power Limited
- Respondents : Power Grid Corporation of India Limited and others
- Parties present : Shri Sanjay Sen, Senior Advocate, LBPL
Ms. Aditi Sharma, Advocate, LBPL
Shri Sitish Mukerjee, Advocate, PGCIL
Shri Gautam Chawla, Advocate, PGCIL
Shri Deep Rao, Advocate, PGCIL
Shri Swapnil Verma, PGCIL
Ms. Jyoti Prasad, PGCIL

Record of Proceedings

Learned counsel for PGCIL requested for three weeks time to file reply to the petition. Request was allowed by the Commission.

2. The Commission directed the respondent to file its reply, by 20.6.2016 with an advance copy to the petitioner who may file its rejoinder, if any, by 8.7.2016 The Commission directed that due date of filing the reply and rejoinder should be strictly complied with. No extension shall be granted on that account.

3. The petition shall be listed for hearing on 14.7.2016.

By order of the Commission

**Sd/-
(T. Rout)
Chief (Law)**