

**CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI**

**Petition No. 269/MP/2017
Alongwith I.A. No. 98/IA/2017**

Subject : Petition under Section 79 (1) (c) and Section 79 (1) (f) of the Electricity Act, 2003 read with Clause 9 of the BPTA, Clause 11 of the TSA and Regulation 32 of CERC (Grant of Connectivity, Long-term Access and Medium-term Open Access in inter-State Transmission and related matters) Regulations, 2009 for deferment of operationalization of LTA on account of Force majeure events.

Date of Hearing : 27.2.2019

Coram : Shri P. K. Pujari, Chairperson
Dr. M. K. Iyer, Member
Shri I.S.Jha, Member

Petitioner : Korba West Power Company Limited

Respondents : Power Grid Corporation of India Limited and Others

Parties present : Shri Hemant Singh, Advocate. KWPCIL
Ms. Suparna Srivastava, Advocate, PGCIL
Ms. Jyoti Prasad, PGCIL
Shri Sanjay Sen, Senior Advocate, JPL

Record of Proceedings

Learned counsel for the Petitioner sought two weeks' time to file IA for amendment to the Petition to bring on record the developments which have taken place since filing of the Petition. Learned counsel for PGCIL had no objection in this regard.

2. After hearing the learned counsel for the Petitioner, the Commission directed the Petitioner to file IA for the amendment to the Petition by 15.3.2019, with an advance copy to the respondents, who may file their replies, by 27.3.2019. The Petitioner may file rejoinder, if any, by 10.4.2019.

3. Learned counsel for the Petitioner submitted that the Petitioner has filed IA No. 98/2017 for restraining the respondents from levying transmission charges under the BPTA dated 24.2.2010 and TSA dated 7.12.2010 till the disposal of the Petition. Learned counsel submitted that the above IA has become infructuous. The Commission disposed of the IA No. 98/2017 as infructuous.

4. The Petition along with IA to be filed by the Petitioner shall be listed for hearing in due course for which separate notice will be issued.

By order of the Commission

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