

**CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI**

Petition No. 465/MP/2019

Subject : Petition under Section 79(1)(f) read with Section 79(1)(b) of the Electricity Act, 2003 before this Commission seeking declaration of the events which led to relinquishment by the Petitioner, as force majeure events within the meaning of Clause 9.0 of the BPTA, seeking relinquishment of LTOA of 96 MW granted to it without any liability thereof, thereby seeking exemption from payment of relinquishment charges as a consequence of the existence of force majeure events, as opposed to the stand taken by PGCIL in its letter dated 9.1.2019.

Date of Hearing : 4.6.2021

Coram : Shri P. K. Pujari, Chairperson
Shri I. S. Jha, Member
Shri P. K. Singh, Member

Petitioner : Madhya Bharat Power Corporation Limited (MBPCL)

Respondent : Power Grid Corporation of India Limited (PGCIL)

Parties Present : Shri Matrugupta Mishra, Advocate, MBPCL
Ms. Ritika Singhal, Advocate, MBPCL
Shri Vignesh Srinivasan, Advocate, MBPCL
Ms. Suparna Srivastava, Advocate, PGCIL
Ms. Soumya Singh, Advocate, PGCIL
Shri Tushar Mathur, Advocate, PGCIL

Record of Proceedings

Case was called out for virtual hearing.

2. At the outset, learned counsel for the Petitioner submitted that the pleadings in the matter are yet to be completed and requested for two weeks' time to file rejoinder to reply filed by Respondent, PGCIL.
3. Learned counsel for the Respondent, PGCIL submitted that the Respondent has filed its reply to the Petition in the month of September, 2020.
4. Considering the request of learned counsel for the Petitioner, the Commission adjourned the matter and directed the Petitioner to file its rejoinder by 18.6.2021. The Commission further directed the Petitioner to comply with the above direction within the timeline specified and observed that no extension of time shall be granted.
5. The Petition shall be listed for hearing in due course for which separate notice will be issued.

By order of the Commission
Sd/-
(T.D. Pant)
Joint Chief (Law)