

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

Petition No. 05 of 2022
Date of Hearing: 18.10.2023
Date of Order: 25.10.2023

Petition under Section 86(1) (f) of the Electricity Act, 2003 read with Rule 10, 69, 71 and 73 of the PSERC (Conduct of Business) Regulations, 2005 read with Section 94 of the Electricity Act, 2003, for seeking setting aside/quashing of the order / letter dated 12.05.2021 issued by the respondent No. 1 / Punjab State Power Corporation Ltd. vide which the Power Purchase Agreement (PPA) dated 17.05.2019 executed between PSPCL and the petitioner for purchase of power from 1.5 MW biogas based Power project of the petitioner has been wrongly and illegally terminated.

With further prayer of Project specific extension of period of commissioning of the petitioner Company's biogas based 1.5 MW Power project upto 12.02.2024, as the delay in commissioning is occurring due to the reasons which were beyond the control of the petitioner, force majeure events and faults of the respondent No. 1/ PSPCL.

In the matter of: M/s SAB Industries Limited.

.....Petitioner

Versus

Punjab State Power Corporation Ltd. (PSPCL) and Ors.

...Respondents

Commission: Sh. Viswajeet Khanna, Chairperson
Sh. Paramjeet Singh, Member

Petitioner: Sh. Sandeep Sharma

PSPCL: Ms. Suparna Srivastva, Advocate
Ms. Harmohan Kaur, CE/ARR&TR
Sh. J.K Jindal, Sr.Xen
Sh. Hardeep Singh, Sr.Xen/Biomass

PEDA: Sh. Aditya Grover, Advocate

ORDER

The petition was fixed for hearing on 19.07.2023, however as the requisite fee for hearing the petition was not deposited by the Petitioner, the petition was removed from the cause list. Thereafter, the

Petition was fixed for hearing on 11.08.2023 and was adjourned on the request of Ld. Counsel for the Petitioner. Then the Petition was fixed for hearing on 05.10.2023 and the Ld. Counsel for the Petitioner again made a request for an adjournment. The hearing in the Petition was again adjourned and last opportunity was granted by the Commission to hear the petition.

The Petition was taken up for hearing on 18.10.2023. However, the Petitioner has not deposited the requisite fee for hearing. During hearing the Petitioner in person appeared and requested for one more opportunity to argue the matter. Further, he has also submitted that the hearing fee shall be deposited within couple of days. In the interest of justice, the Petitioner is granted the last and final opportunity to deposit the fee for hearing which may be deposited within two weeks. No further opportunity will be granted.

The Petition shall be taken up for hearing on 15.11.2023 at 11.30 AM.

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: 25.10.2023