

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

**Petition No. 29of 2023 (Suo-Motu)**  
**Alongwith IA No. 11 of 2023**  
**Date of Hearing: 24.01.2024**  
**Date of Order:01.02.2024**

Petition (Suo Motu) for devising mechanism for payment of amounts by the procurer (PSPCL) to Talwandi Sabo Power Limited and Nabha Power Limited towards additional cost and other expenses in relation to procurement, installation, commissioning, operation and maintenance of FGD for SO<sub>2</sub> and carrying cost in terms of the provisions of the PPAs.

And

In the matter of: Commission on its own motion for compliance of the order dated 28.08.2020 passed by the Hon'ble APTEL in Appeal No. 21 of 2019 and 73 of 2019.

Versus.

1. Talwandi Sabo Power Limited, Site cum Registered Office: Village Banawala, Mansa Talwandi Sabo Road, District Mansa, Punjab 151302.
2. Nabha Power Limited, Aspire Tower, 4th Floor, Plot No.55, Industrial and Business Park, Phase-I, Chandigarh-160 002.
3. Punjab State Power Corporation Limited Through its Managing Director, The Mall, Patiala, Punjab, 147001.

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

TSPL: Sh. Aniket Prasoon, Advocate

NPL: Sh. Venkatesh, Advocate  
Sh. Dikshant Paul, Advocate  
Sh. Balram Verma, DJM Legal  
Sh. Rajnish Kaushik

PSPCL: Ms. Poorva Saigal, Advocate  
Ms. Harmohan Kaur, CE/ARR&TR  
Sh. Ajay Bansa, Dy.CE  
Sh. Gurpreet Singh, ASE/GHTP  
Sh. Maninder Singh, Sr.XEN/Plan

**ORDER**

The Petition was taken up for hearing. The Ld. Counsel for PSPCL submitted that NPL has filed its rejoinder on 18.01.2024, which involves technical issues and is required to be perused carefully. The Ld. Counsel requested for time to peruse the same. TSPL has sought exemption from the proceedings and directions passed by the

Commission in this petition with liberty to approach the Commission for approval of actually incurred additional capital cost post implementation and commissioning of the required system to comply with MoEF & CC notification.

The Commission observes that the Hon'ble Supreme Court vide order dated 07.08.2023 while disposing the IA's No. 116952/2020 and 119862/2020 in Civil Appeals No. 3688/2020 and 3763/2020 filed by PSPCL for staying the proceedings initiated by the Commission by way of the Suo-Motu petition No. 29 of 2023 has passed directions that *"the proceedings before the Punjab State Electricity Regulatory Commission can continue and be decided. However, the order passed therein will not be executed and enforced without the leave of this court"*.

In order to complete the proceedings, the request of TSPL cannot be accepted and TSPL is directed to file its reply, if any, within two weeks with a copy to the other parties (through hard copy & soft copy). PSPCL may file its rejoinder to any reply filed by TSPL within one week thereafter (through hard copy & soft copy) with a copy to the other parties.

The petition alongwith IA shall be taken up for hearing on 20.03.2024 at 11.30 AM

Sd/-  
(Paramjeet Singh)  
Member

Sd/-  
(Viswajeet Khanna)  
Chairperson

Chandigarh  
Dated: **01.02.2024**