

**PUNJAB STATE ELECTRICITY REGULATORY COMMISSION  
SCO NO. 220-221, SECTOR 34-A, CHANDIGARH**

**I.A. No. 18 of 2017  
in Petition No.23 of 2017  
Date of Order: 08.11.2017**

Present: Ms. Kusumjit Sidhu, Chairperson  
Sh. S.S. Sarna, Member  
Ms. Anjuli Chandra, Member

In the matter of: Interlocutory Applications No. 18 of 2017 in Petition No. 23 of 2017 regarding provisional Annual Fixed Cost for MYT 2017-18 to 2019-2020.

AND

In the matter of: Everest Power Private Limited, Hall A, First Floor, Plot No.143-144, Udyog Vihar, Phase IV, Gurugram- 122015, Haryana.

...Petitioner

Versus

1. Punjab State Power Corporation Limited (PSPCL)
2. PTC India Limited, 2<sup>nd</sup> Floor, NBCC Tower, 15, Bhikaji Cama Place, New Delhi.

...Respondents

**ORDER**

The petitioner has filed a Tariff Petition No. 23 of 2017 for approval of the Annual Fixed Cost of 100 MW Malana-II Hydro Project for Multi Year Tariff (MYT) Control Period (2017-18 to 2019-2020) under section 62 of the Electricity Act, 2003 read with Regulation 63 of Punjab State Electricity Regulatory Commission (Terms and Conditions for Determination of Generation and Transmission, Wheeling and Retail Supply Tariff), Regulation 2014, praying for Annual Fixed Cost of Rs. 188.39 Crore for FY 2017-18. During the pendency of the petition, the Petitioner has filed an I.A. 18 of 2017 under Section 94 (2) of the Electricity Act, 2003 for grant/fixation of interim/provisional Annual Fixed Cost of FY 2017-18 and to direct PSPCL to pay such interim/provisional Annual Fixed Cost pending determination of final tariff by the Commission. The Commission vide its order dated 08.08.2017 in petition no. 74 of 2015 has determined the Annual Fixed Cost of Rs. 167.83 crore for FY 2016-17 based on projections.

After hearing the Learned Counsels for the parties on 08.11.2017 and after considering their submissions, the Commission decides that Annual Fixed Cost of Rs. 167.83 crore as determined for FY 2016-17 based on projections in Petition No. 74 of 2015 shall provisionally be applicable for FY 2017-18 so as to maintain continuity of payments against the bills to be raised by EPPL for supply of power to PSPCL, subject to final order of the Commission in petition no. 23 of 2017.

The I.A. 18/2017 is disposed of accordingly.

Sd/-  
**(Anjuli Chandra)**  
Member

Sd/-  
**(S.S.Sarna)**  
Member

Sd/-  
**(Kusumjit Sidhu)**  
Chairperson

**Chandigarh**  
**Dated:- 08.11.2017**