

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

**Petition No.2 of 2014
Date of hearing: 25.02.2014
Date of Order: 26.02.2014**

In the matter of : Petition under clause no.5 & 6 of the Regulations on Electricity Supply Code for extension of compliance period for registration of A&A forms beyond 60 days of Railways Traction Sub Stations at Sujampur and Dasua.

AND

In the matter of: Divisional Railway Manager (Elect./TRD), Ferozepur through its authorized representative Shri Awadhesh Kumar, Sr. Divil. Elect. Engineer/Tr.D, Ferozepur Cantt.

Versus

Punjab State Power Corporation Limited, Patiala through its Chief Engineer/Commercial

Present: Smt.Romila Dubey, Chairperson
 Shri Virinder Singh, Member
 Shri Gurinder Jit Singh, Member

For petitioner: Shri Manish Gangwar, AEE/JUC
 Shri Rakesh Bajaj, SSE/RC/Ferozpur
 Shri K.K.Bharadwaj, SSE/TRD/Ferozpur

For PSPCL: Shri R.K.Shahi, C.E./ARR & TR
 Shri Gurpreet Singh, Sr.XEN/TR-4

ORDER

Divisional Railway Manager (Elect./TRD), Ferozepur, has filed this petition for extension in compliance period beyond 60 days for registration of

A&A forms of Railway Traction Sub-stations at Sujapur and Dasuya. The submissions of the petitioner are as under:-

i) The petitioner applied for sanction of load of 8000 kVA of Sujapur / Traction Sub-station and for load enhancement from 3000 kVA to 8000 kVA of Dasuya / Traction Sub-station. Earnest money, as demanded, amounting to Rs.8,80,000/- and Rs.5,50,000/- was deposited vide PSPCL receipts dated 04.07.2013 and 26.07.2013 respectively. The feasibility clearance of both the cases was given vide C.E./Commercial PSPCL memo No.1511 dated 06.09.2013 and memo No.1764 dated 17.10.2013 respectively. The petitioner was required to register A & A forms alongwith deposit of 90% of remaining ACD amount within 30 days from the feasibility clearances. The petitioner has submitted that exact amount of balance 90% ACD was not conveyed to it alongwith feasibility clearance, which was subsequently conveyed by Asstt. Executive Engineer/Op./PSPCL Sujapur on 26.09.2013 for Sujapur / TSS and by Asstt. Executive Engineer/OP/PSPCL Dasuya on 31.10.2013 for Dasuya/TSS. The petitioner has further submitted that it needed approval from the Railway H.Q. at Delhi and case was accordingly moved for seeking the approval. The compliance period of 30 days having elapsed, extension in time upto 60 days was prayed and was granted by PSPCL vide memo dated 08.10.2013 in case of Sujapur/TSS and memo dated 14.11.2013 for Dasuya/TSS. The extended time of 60 days also elapsed awaiting the approval from Railway Head Quarter, Delhi. Request for further extension in time of feasibility clearance and registration of A & A forms was denied by Dy.C.E./Op./Gurdaspur vide memo No.23205/06 dated 15.11.2013.

ii) The approval to deposit 90% balance ACD for both the Traction sub-station was given by Railway HQ, Baroda House, New Delhi, vide letter No.230-Elect./TRD (Load Release) dated 30.12.2013. C.E./Commercial, PSPCL, was approached vide letter No.230-Elect./TRD/FZR/SJNP dated 01.01.2014 for Sujapur/TSS and S.E./DS. Circle Hoshiarpur vide letter No.230-Elect./TRD/FZR/DZA dated 01.01.2014 for Dasuya/TSS to permit the petitioner to deposit the necessary documents alongwith balance payment of initial security for further processing of case of 220 kV Northern Railway sub-station

Sujanpur of 7040 kW/8000 kVA (extendable upto 12500 kVA) and to permit the petitioner to deposit the necessary documents alongwith balance payment of security for processing the case of extension of load from 3000 kVA to 8000 kVA of Dasuya/TSS under Pathankot Division. The petitioner has submitted that it was suggested to it to approach this Commission for the purpose. The petitioner has further submitted that it was not at fault and has always been ready and willing to perform its part of duty. The petitioner has prayed that extension in compliance period beyond 60 days in both the cases for registration of A & A forms be granted, and has undertaken to comply with the Order of this Commission, forthwith, if extension is granted and further to abide by any terms as may be put by this Commission for extension in compliance period.

2. The petition was admitted vide Order dated 28.01.2014 and PSPCL was directed to file reply by 18.02.2014. PSPCL has filed reply vide No.5078 dated 18.02.2014. The facts of the case have not been disputed by PSPCL. It has however submitted that it was clearly mentioned in the feasibility clearance conveyed to the petitioner that 'No further extension in time limit be allowed for registration of your application on account of whatsoever reasons it may be'. PSPCL has further submitted that as per clause 4.7 (ii) of ESIM approved by this Commission ; 'after issue of feasibility clearance the period for registration of A & A forms alongwith initial security and security meter shall be 30 days only which can be extended upto 60 days (including 30 days allowed in the first instance) by S.E./Dy.C.E./DS. No request for further extension beyond above period shall be entertained and feasibility clearance/permission shall stand cancelled and earnest money will be forfeited'.

3. The Commission has gone through the pleadings of the petitioner and respondent carefully. The Commission notes that the petitioner is a very important organization of the Union Government engaged in providing crucial service to the Nation. The Commission further notes that deposit of initial security amount alongwith registration of A & A forms, needed approval of the Railway HQ at New Delhi, which was granted after the expiry of 60 days of compliance period from the feasibility clearance. The Commission, keeping in

view all the facts and circumstances of the case, holds that it would be in the interest of justice to allow extension in compliance period beyond 60 days from feasibility clearance as laid down in clause 4.7 (ii) of ESIM, for registration of A & A forms and deposit of 90% balance of ACD as initial security. Accordingly the Commission directs PSPCL not to forfeit the Earnest Money (10% of ACD) already deposited by the petitioner and to register A & A forms and allow deposit of 90% of ACD under feasibility clearance dated 06.09.2013 for Sujampur/TSS and feasibility clearance dated 17.10.2013 for Dasuya/TSS, if the petitioner deposits A & A forms alongwith all dues and complete all other formalities in this regard within 30 days from the issuance of this Order.

The petition is disposed of accordingly.

Sd/-
(Gurinder Jit Singh)
Member

Sd/-
(Virinder Singh)
Member

Sd/-
(Romila Dubey)
Chairperson

Chandigarh
Dated: 26.02.2014