



Petition No.925 of 2013

BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

Date of Order : 16.02.2015

PRESENT:

1. Hon'ble Sri Desh Deepak Verma, Chairman
2. Hon'ble Smt. Meenakshi Singh, Member
3. Hon'ble Sri Indu Bhushan Pandey, Member

IN THE MATTER OF: Seeking stay of the impugned demand of the respondents vide letter dated 24.9.2013 and bills dated 1.11.2013 & 22.11.2013.

AND

IN THE MATTER OF

M/s Hindalco Industries Ltd.,
Works Office-Renukoot, Sonabhadra,
Registered Office-Century Bhawan,
Dr. Annie Besant Road, Mumbai.

----- **Petitioner**

1. UP Power Corporation Limited, (through its Managing Director), 7th Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow
2. Chief General Manager (PPA), UP Power Corporation Limited, , 4th Floor, Shakti Bhawan Ext., 14, Ashok Marg, Lucknow
3. The Managing Director, Purvanchal Vidyut Vitran Nigam Ltd., Purvanchal Vidyut Bhawan, P.O. Vidyut Nagar, DLW, Varanasi

----- **Respondent**

The following were present:

1. Sri I.J. Joshi, Jt. President, Hindalco
2. Sri R. P. Sharma, Jt. President, Hindalco
3. Sri Utkarsh Raghubanshi, A.G.M., Hindalco
4. Sri Shahid Rizvi, Advocate, Hindalco
5. Shri Ajit Kumar, Sr. G.M., Hindalco
6. Sri. R.R. Prasad, E.E. EDD, UPPCL
7. Sri R.P. Prasad , S.E (Commercial), UPPCL
8. Sri Kamlesh Chandra E.E (Commercial), UPPCL
9. Sri Amarjeet Rakhra, Standing Counsel, UPPCL/Discoms
10. Sri P.Tripathi, E.E. (Commercial), PuVVNL
11. Sri L.B. Sharma S.E. (Commercial), PuVVNL
12. Sri S.P. Pandey, Ex. C.E. (PPA), UPPCL
13. Sri S. K. Sinha, S.E. (PPA), UPPCL
14. Shri Haroon Aslam , EE (PPA), UPPCL



Order

(Date of Hearing 23.01.2015)

1. At the outset, Sri Amarjeet Rakhra, Standing Counsel, UPPCL/Discoms submitted he would be representing Discom as well as UPPCL and there would not be any separate submission from UPPCL.
2. The issue of maintainability was raised by the learned counsel of UPPCL/Discoms. Sri Shahid Rizvi, Advocate, Hindalco requested that they should be provided the copy of UPPCL/Discom's detailed counter so that they may file rejoinder.
3. It was enquired by the Commission that whether there was any other dispute resolution mechanism such as arbitration as agreed between the parties? The Commission directed UPPCL/Discoms to file a detailed counter having their submission on the issues of maintainability and arbitration with a copy to Hindalco who would file detailed rejoinder subsequently.
4. The next date of hearing shall be fixed accordingly.

(Indu Bhushan Pandey)
Member

(Meenakshi Singh)
Member

(Desh Deepak Verma)
Chairman

Place : Lucknow
Dated: 16.02.2015