

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT
PANCHKULA**

Case No. HERC/RA-7 of 2023

Date of Hearing : 20/03/2024

Date of Order : 21/03/2024

IN THE MATTER OF:

Application under Section 94(1)(f) and 181 of the Electricity Act, 2003 read with Regulations 57, 65 to 67 and 69 to 71 of the Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 and Regulations 18 to 21 of the HERC (Deviation Settlement Mechanism and Related Matters) Regulations, 2019 seeking Review and/or Clarification along with Relaxation and/or Removal of difficulty in the implementation of the order dated 12.09.2023 passed by the Hon'ble Commission in PRO No. 04 of 2023 in respect to certain provisions of the HERC (Deviation Settlement Mechanism and Related Matters) Regulations, 2019.

Petitioner

Haryana Power Generation Corporation Limited (HPGCL), C-7, Urja Bhawan, Sector-6, Panchkula-134 109.

VERSUS

Respondent:

1. Haryana Vidyut Prasaran Nigam Limited, Shakti Bhawan, Sector-6, Panchkula-134 109.
2. Haryana Power Purchase Centre, Vidyut Sadan, IP No.: 3 & 4, Sector-14, Panchkula -134113

Present

On behalf of the Petitioner

1. Ms. Sonia Madan, Advocate

On behalf of the Respondent

1. Ms. Vrinda Pasricha, Advocate (R-1)
2. Sh. Neeraj Hooda, XEN (R-1)
3. Ms. Seema Sidana, XEN (R-2)

QUORUM

**Shri Nand Lal Sharma, Chairman
Shri Naresh Sardana, Member
Shri Mukesh Garg, Member**

INTERIM ORDER

1. The case was heard on 20/03/2024, as scheduled, in the court room of the Commission.
2. At the outset, the Commission enquired about the reply of the HPPC. Ms. Seema Sidana, XEN, HPPC submitted that HPPC doesn't want to comment on the petition & request the Hon'ble Commission to decide the same on merit.
3. The Commission further observes that the DSM regulation was notified in 2019 and the same has not been implemented till date. The clarifications sought by HVPN have also been decided by the Commission. Counsel for HVPN intimated that the DSM regulation shall be implemented after commissioning of SAMAST project which is likely to be completed by Nov. 2024. The Commission enquired about the need of this review or the clarification at this stage. Ms. Sonia Madan counsel for the petitioner HPGCL submitted that new DSM regulation has been issued by CERC and the HERC DSM regulation is required to be relooked in view of new developments and notification of the CERC regulation.
4. The counsel for the petitioner submitted that if Commission is in process of bringing draft paper in view of the CERC regulations, this petition may be kept in abeyance till such time. The HPGCL will submit its comments on the draft paper to get its issues addressed.
5. Acceding to the request of the petitioner, the Commission decides to keep the petition pending in view of draft paper being brought for amendment in view of developments.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 21/03/2024.

Date: 21/03/2024
Place: Panchkula

(Mukesh Garg)
Member

(Naresh Sardana)
Member

(Nand Lal Sharma)
Chairman