

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

Case No. HERC/PRO- 68 of 2020

Date of Hearing : 22.12.2020

Date of Order : 22.12.2020

In the Matter of

PETITION under Section 43 of the Electricity Act read with HERC (Electricity Supply Code), Regulations-2014 as amended upto date and HERC Duty to Supply on Request and Power to Recover Expenditure and Power to Recover Security Regulations, 2016 as amended upto date challenging the provisions of Sale Circular No. D-21/2020 issued on 07.09.2020, by the respondent-DHBVNL. Challenge is also to the Sale Circular No. U-20/2020 dated 31.08.2020, which contains identical provisions as Sale Circular in respect of the clauses which are being challenged by way of instant petition by the petitioner.

Petitioner

Confederation of Real Estate Developers Association of India-Haryana (CREDAI-HR).

VERSUS

Respondents:

1. Dakshin Haryana Bijli Vitran Nigam Ltd., Vidyut Nagar, Hisar through its Managing Director
2. Chief Engineer/Commercial, DHBVNL, Vidyut Nagar, Hisar.
3. Superintending Engineer, R-APDRP, Vidyut Nagar, Hisar
4. Uttar Haryana Bijli Vitran Nigam Ltd., Urja Bhawan, Sector-6, Panchkula through its Managing Director
5. Chief Engineer/Commercial, UHBVNL, Panchkula

Present

On behalf of the Petitioner:

Sh. Ashwani Talwar, Advocate

On behalf of the Respondents:

Ms. Sonia Madan, Advocate

QUORUM

Shri Pravindra Singh, Member (in Chair)

Shri Naresh Sardana, Member

INTERIM ORDER

1. The case was heard by the Commission on 22.12.2020 as scheduled through video conferencing in view of Covid-19 Pandemic.
2. At the outset, counsel for Respondent has submitted that she has been engaged recently in the matter and sought time for filing the reply.
3. The counsel for Petitioner contented that the developers are facing difficulties in view of provisions of the sale circulars (i.e. D-21 of 2020 & U-20 of 2020) issued by DISCOMs. On the issue, Commission commented that the Petitioner should submit specific list of such cases where the developer faced the difficulties in view of above provisions so that response may filed by the Respondent appropriately.
4. Acceding to the request of Respondent, Commission adjourns the matter and directed the Petitioner to submit a list of developers facing difficulties due to provisions of ibid sale circulars by DISCOMs within one week with a copy to the Respondent and after that the Respondent would file written submissions with a copy to the Petitioner within two weeks. The Petitioner may file rejoinder if so desired within a week thereafter.
5. The next date of hearing shall be intimated separately.

This Order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 22.12.2020

Date: 22.12.2020

(Naresh Sardana)

(Pravindra Singh)

Place: Panchkula

Member

Member