

**M/s Shivalik Energy Pvt. Ltd. and M/s Chirchind Hydro  
Power Ltd. Vs. the HPPTCL & Others.**

**Filing No. 32 of 2023**

**22.03.2023**

Present: Sh. L.S Mehta, Ld. Counsel for the Petitioners.

**DAILY ORDER**

Office report seen. This is a Petition under Section 86 (1) (f) and other enabling provisions of the Electricity Act, 2003 read with Regulations, 53, 68 and 70 of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005 for setting aside the decision taken by the Respondent No. 1/ HPPTCL vide its Minutes of Meetings (MoM) held on 19.01.2023 qua O&M/ Supervision charges in pursuance of final order dated 19.12.2022 passed by the Commission in Petition No. 53 of 2022 for O&M charges for Supervision of Interconnection Facilities i.e. 1 No. 33 kV Bay at 33/220/400 kV GIS Sub-station Lahal in respect of Chirchind-II SHP (12.90 MW) and Chirchind (5.00 MW) SHP of the Petitioners.

An application under Section 151 of the CPC read with Regulation 68 of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005 for staying the operation and execution of the decision taken in the MoM held on 19.01.2023 has also been filed.

Sh. Vikas Chauhan, Ld. Counsel for the HPPTCL seeks two weeks time for filing reply to the Petition and application. Time allowed as prayed. Let reply be filed within three weeks with advance copy to the opposite parties.

Sh. Vikas Chauhan, Ld. Counsel also states that the Petitioner has not deposited any O&M and Supervision charges and the Petitioner be directed to pay the same. The Petitioner has disputed the minutes of meeting held on 19.01.2023 regarding finalization of O&M and Supervision charges. The facility of the Respondent No. 1 is being used by the Petitioner, therefore, the Petitioner is directed to pay 1/3<sup>rd</sup> of the O&M and Supervision charges as worked out within three weeks.

Respondent No. 2 and 3 are not served. Let fresh notice be issued to them returnable for 25.04.2023 with a direction to file reply within two weeks.

Meanwhile, the Respondent No. 1 is directed to submit detail of O&M charges being recovered currently from all the IPPs utilising the infrastructure of HPSEBL and normative cost of 33/66/132/220 kV Sub-station with standard bays with and without transformation within three weeks positively.

List this matter on 25.04.2023 at 11.00 A.M. for completion of pleadings.

-Sd-

**(Shashi Kant Joshi)**  
**Member**

-Sd-

**(Yashwant Singh Chogal)**  
**Member (Law)**

-Sd-

**(Devendra Kumar Sharma)**  
**Chairman**