

**ODISHA ELECTRICITY REGULATORY COMMISSION**  
**BIDYUT NIYAMAK BHAWAN**  
**UNIT-VIII, BHUBANESWAR - 751 012**  
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**Present :**           **Shri S. P. Nanda, Chairperson**  
                          **Shri S. P. Swain, Member**  
                          **Shri A. K. Das, Member**

**Case No.55/2011**

<b>M/s Vedanta Ltd.,</b>	<b>.....</b>	<b>Petitioner</b>
<b>Vrs.</b>		
<b>GRIDCO &amp; Anr.</b>	<b>.....</b>	<b>Respondents</b>

**In the matter of: Application u/S. 86(1) (f) of the Electricity Act, 2003 to direct GRIDCO to make timely payment of the energy bills towards the power supplied and pay penalty for delayed payment.**

**For the Petitioner:**   Shri Pulak Srivastava, AM, Regulatory Affairs  
                              Shri Bibhu Charan Swain, Authorized representative  
                              Shri M.K.Panda, AGM  
                              Shri Ravimaran P., AGM (Fin.)

**For the Respondents:**Shri U. N. Mishra, CGM (PP), GRIDCO Limited  
                              Shri T. Pattnaik, DGM, GRIDCO Limited

**ORDER**

**Date of Hearing: 06.10.2015**

**Date of Order:28.10.2015**

- The petitioner- M/s. Vedanta Ltd. has filed the above case u/S. 86(1) (f) of the Electricity Act, 2003 seeking direction of the Commission to GRIDCO Ltd. to make timely payment of the energy bills towards the power supplied and pay penalty for delayed payment.
2. The case is taken up today for hearing. Heard the parties at length.
  3. The representative of M/s. Vedanta Limited. stated that GRIDCO Ltd. did not honour the liberal terms of payment in the PPA executed between them for purchase of surplus power from the CGP of the petitioner for which there was a considerable delay in releasing payment within the scheduled time period and also the payment was not released in full. Hence the petitioner has filed the above case for payment of Rs. 1611.82 Lakhs as on 31<sup>st</sup> March, 2011. The Commission vide its interim order dated 04.12.2014 had directed both the petitioner and GRIDCO Ltd. to discuss the matter at the appropriate level of their organization for an amicable settlement of the disputes and file the report to the Commission by 31.10.2011. But till date, the same has not been submitted by GRIDCO Limited. Considering the prayer of GRIDCO Ltd. during hearing on 02.12.2014 the Commission

- again directed to GRIDCO Ltd. to complete the reconciliations of accounts of M/s. Sesa Sterlite Limited (the then M/s Vedanta Limited) on priority basis and submit the said reconciliation statements to the Commission within 15 days. The Petitioner alleged that till date GRIDCO Limited has not submitted the same reconciliation report to the Commission.
4. The representative of GRIDCO Limited submitted that as per interim order dated 04.12.2014 of the Commission, GRIDCO had prepared the reconciliation statement of the bills of the petitioner upto March, 2014 and requested the petitioner to sign the said reconciliation statement on 05.06.2015 in their office for the monthly energy bills for the period from 01.03.2009 to 31.03.2014. But the petitioner did not turn up for settlement of reconciliation and signing the said reconciliation statement thereof. As per request of the petitioner, GRIDCO Limited has provided the soft copy of the dump data and frequency data to M/s. VAL. As per the reconciliation report prepared by GRIDCO Limited of an amount of Rs. 3,34,63,923/- upto March, 2014 is payable to the petitioner. As the petitioner is not signing the reconciliation statement the process of reconciliation could not be completed and GRIDCO has not made any payment in that respects.
  5. After hearing the parties, we observe that neither the Petitioner nor the Respondent is placing before the Commission the real issue for not arriving at reconciliation of accounts. The Petitioner does not answer the question raised by GRIDCO why they are reluctant to sign the reconciliation statement. In absence of such information we suppose that there is no real issue between the parties.
  6. Therefore, we direct GRIDCO, to submit the reconciliation statement to the Petitioner within seven working days from the date of issue of this order under intimation to the Commission. In case of non-receipt of signed copy of the same from the Petitioner or any protest from the Petitioner as to why the same cannot be accepted by them within 10 days of submission of reconciliation statement, GRIDCO shall pay the amount so agreed by it in the reconciliation statement in full within one month and shall submit the compliance within next seven days thereafter.
  7. With the above direction the case is disposed of.

Sd/-  
**(A. K. Das)**  
Member

Sd/-  
**(S. P. Swain)**  
Member

Sd/-  
**(S. P. Nanda)**  
Chairperson