ODISHA ELECTRICITY REGULATORY COMMISSION PLOT NO.-4, CHUNOKOLI, SHAILASHREE VIHAR BHUBANESWAR - 751 021

Present: Shri A. K. Das, Member Shri S. K. Parhi, Member

Case No. 02/2016

M/s. Nava Bharat Ventures Ltd. Petitioner

Vrs.

GRIDCO Ltd. & another Respondents

In the matter of: An application under S.86 of the Electricity Act, 2003 read with Rules

and Regulations made there under for fixation/determination of tariff for procurement of 12% power as State share at variable cost from 60

MW Thermal Power Plant-IPP.

For Petitioner : Shri Prabhu Prasad Mohanty, Advocate on behalf of M/s. Nava Bharat

Ventures Limited, Shri Ashok Kumar Parida, Chief Resident Manager,

M/s. NBVL

For Respondent: Shri Shiba Shankar Nayak, GM (PP), GRIDCO Ltd. and Ms. Sasmita

Mohanty, Manager (PP), GRIDCO Ltd.

Nobody is present on behalf of DoE, GoO.

ORDER

Date of hearing: 11.07.2017 Date of order:13.07.2017

Heard the parties. The Petitioner M/s. NBVL Ltd. had filed this application for determination of variable cost for FY 2015-16 towards 12% State share of power from its 60 MW IPP to be purchased by GRIDCO as per the PPA executed between them. During hearing today the Learned Counsel of the Petitioner stated that no coal block or linkage coal has been allocated in favour of the IPP of the petitioner by GoI, Ministry of Coal and IPP has used e-auction coal during commissioning of the power plant. No supply of power has been made to GRIDCO in the year 2015-16.

- 2. There is a dispute between the parties on metering arrangement and the Petitioner has filed a petition before the Hon'ble High Court of Orissa in which GRIDCO the respondent is also a party. The outcome of the judgment of Hon'ble High Court will have impact on the present petition before this Commission. Hence, the present petition is infructuous. Therefore, he prayed for withdrawal of the present petition, which was accepted by the representative of GRIDCO during the hearing.
- 3. The prayer is allowed. Accordingly, the present case is dismissed as withdrawn by the Petitioner.

Sd/(S. K. Parhi)
Member

Sd/(A. K. Das)
Member