## ODISHA ELECTRICITY REGULATORY COMMISSION PLOT NO. 4, CHUNUKOLI, SAILESHREE VIHAR, CHANDRASEKHARPUR,

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

Shri U. N. Behera, Chairperson

## Case No. 31/2018

M/s. Tata Steel Special Economic Zone Limited ....... Petitioner

Vrs.

**Present:** 

DoE, GoO & Others ....... Respondents

In the matter of: An application under Sections 14 & 15 of the Electricity Act, 2003 read

with Regulation 26 of the OERC (Conduct of Business) Regulations, 2004 for grant of Distribution License to Tata Steels special Economic Zone Limited for distribution of power in the Gopalpur

SEZ/Industrial Park at Gopalpur, Ganjam.

For Petitioner: Shri R. P. Mahapatra, the authorized representative of M/s. Tata Steel

Special Economic Zone Ltd.

For Respondents: Shri L. N. Mohapatra, Advocate, on behalf of OPTCL & GRIDCO Ltd.,

Shri S. K. Puri, Sr. GM (PP), OPTCL, Shri Madhusudan Sahoo, DGM, GRIDCO Ltd., Shri L. D. Upadhyaya, AGM (Comm.), SOUTHCO Utility, Shri B. B. Nayak, Manager (Com.), Sri B. K. Nayak, Advocate on behalf of M/s. SOUTHCO Utility and Ms. Niharika Pattnayak, ALO, DoE, GoO.

## **ORDER**

The present petition had been filed by M/s. Tata Steel Special Economic Zone Ltd. under Sections 14 & 15 of the Electricity Act, 2003 read with Clause 26 of the OERC (Conduct of Business) Regulations, 2004 for grant of Deemed Distribution License to the applicant which is a 100% subsidiary Company of M/s. Tata Steel Ltd. for distribution of power in the Gopalpur SEZ/ Industrial Park at Gopalpur, in the district of Ganjam, Odisha. The applicant has filed the above petition basing on the Judgment of the Hon'ble Supreme Court of India passed in Civil Appeal No. 5479 of 2013 filed by M/s. Sesa Sterlite Ltd. challenging the Judgment dated 03.05.2013 of the Hon'ble APTEL.

2. During hearing on 18.09.2018, the learned counsel appearing on behalf of GRIDCO Ltd. and OPTCL and the representative of SOUTHCO Utility had taken time for filing of their

reply. By considering the prayer of the respondents, the Commission had adjourned the hearing of the Case to 06.11.2018. On 06.11.2018 when the matter was taken up for hearing on question of admission as well as on merit, the representative of the applicant-M/s. Tata Steel Special Economic Zone Ltd. prayed for withdrawal of their application for grant of Deemed Distribution License for distribution of power in the Gopalpur SEZ/Industrial Park at Gopalpur, in the district of Ganjam, Odisha.

- 3. Prayer of the representative of the petitioner for withdrawal of the above case is allowed.
- 4. The case is dismissed as withdrawn.

Sd/(S. K.Parhi)
Member

Sd/(A. K. Das)
Member

Chairperson