

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION
BAYS No. 33-36, SECTOR-4, PANCHKULA- 134112, HARYANA**

Case No. HERC/PRO-31 of 2019

**Date of Hearing : 25.06.2019
Date of Order : 25.06.2019**

In the Matter of

Petition under Section 86(1)(b) read with 86(1) (f) of the Electricity Act, 2003 (PRO-31 of 2019)

Petitioners

1. M/s. Jind Bio-Energy LLP and
2. M/s Fatehabad Bio- Energy LLP

Respondents

1. Haryana Power Purchase Centre, Panchkula (HPPC)
2. HAREDA
3. M/s Hind Samachar Ltd.
4. M/s Sukhbir Bio Energy Ltd.

Present On behalf of the Petitioners

1. Shri Varun Pathak, Advocate for M/s. Jind Bio- Energy LLP
2. Shri Tarsem Rana, M/s. Jind Bio- Energy LLP

Present On behalf of the Respondents

1. Smt. Sonia Madan, Advocate for HPPC
2. Shri J. S. Kohli, TE/HAREDA
3. Shri P. K. Nantyal, SE/HAREDA
4. Shri Vikas Kadiyan, XEN/HPPC
5. Shri Randhir Singh, AEE/HPPC

Quorum

Shri Jagjeet Singh, Shri Pravindra Singh Chauhan, Shri Naresh Sardana,	Chairman Member Member
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INTERIM ORDER

1. The case was heard by the Commission on 25.06.2019, as scheduled.

2. Ld. Advocate, Shri Varun Pathak appearing on behalf of the Petitioners submitted that power purchase agreement with HPPC was signed on 22.02.2019 under the impression that it was as per the draft approved by the Commission. However, subsequently it was discovered that HPPC had changed the terms of the draft agreement without informing the petitioner. The Ld. Advocate further argued that it is settled law that the licensee cannot unilaterally change the terms of the agreement approved by the Commission.
3. The Ld. Advocate for the Respondent sought some time to file written reply in the matter.
4. Accordingly, acceding to the request of the Respondent, the Commission adjourns the case and directs HPPC to submit their written reply within one week from the date of this Order.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 25.06.2019.

Date: 25.06.2019 (Pravindra Singh Chauhan) (Naresh Sardana) (Jagjeet Singh)
Place: Panchkula Member Member Chairman