

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT PANCHKULA**

**HERC/Petition No. 44 of 2024**

**Date of Hearing : 11.12.2024**  
**Date of Order : 12.12.2024**

**In the Matter of**

**Petition under Section 86 (1)(f) read with Section 9 of the Electricity Act, 2003 read with Rule 3 of the Electricity Rules and Regulation 22, 65-67 of the HERC (Conduct of Business) Regulations 2019 challenging the illegal and arbitrary Notices bearing No. Ch-605/13/SE/CBO/OA dated 21.06.2024 and bearing No.Ch-605/13/SE/CBO/OA dated 21.06.2024, issued by Dakshin Haryana Bijli Vitran Nigam Limited (DHBVNL) to the Petitioner No.1 & 2 respectively seeking recovery of Rs.68,03,220/- against alleged non-fulfilment of captive status of Piccadily Agro Industries Limited for the FY-2020-21 and consequent reliefs.**

**Petitioner (s)**

1. M/s. Piccadily Agro Industries Ltd.
2. M/s. Piccadily Hotels Pvt. Ltd

**Respondent**

Dakshin Haryana Bijli Vitran Nigam Limited (DHBVNL), Hisar

**Present on behalf of the Petitioner (s)**

1. Mr. Vikas Mishra, Advocate
2. Mr. Ram Pal, Manager
3. Mr. Gaurav Saini, Consultant

**Present on behalf of the Respondent**

1. Ms. Sonia Madan, Advocate

**Quorum**

**Shri Nand Lal Sharma**  
**Shri Mukesh Garg**

**Chairman**  
**Member**

**INTERIM ORDER**

1. The case was taken up for hearing on 11.12.2024, as scheduled.
2. At the outset, Mr. Vikas Mishra, the learned counsel for the petitioner (s), submitted that the crux of the issue is to decide whether the total generation of petitioner no. 1 is to be considered or the energy injected into the grid is to be considered as denominator for calculating 51% self-consumption, because the consumption by petitioner no. 1 has also to be considered along with consumption by petitioner no. 2.
3. Per-contra, Ms. Sonia Madan, the learned counsel for the respondent, averred that the meter at the generator end is installed by the petitioner no. 1 itself. In order to ascertain the authenticity of the said meter or the energy produced by the said meter, HVPNL is required to be impleaded in the matter.
4. Acceding to the request of the respondent, the Commission impleads HVPNL, as respondent no. 2. The petitioner is directed to provide a copy of its petition and additional

submissions to respondent no. 2, within one week from the date of this order. HVPNL is directed to file its reply within two weeks thereafter.

5. A copy of this order is to be sent to HVPNL.
6. The case shall be listed for arguments on 13.02.2025.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 12.12.2024.

Date: 12.12.2024  
Place: Panchkula

(Mukesh Garg)  
Member

(Nand Lal Sharma)  
Chairman

Haryana Electricity Regulatory Commission