

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

Case No. HERC/RA-3 of 2018

Date of Hearing : 18.12.2018

Date of Order : 18.12.2018

IN THE MATTER OF:

Petition under section 94 of the Electricity Act 2003 and Regulation 78 (1) & (2) of Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2004 for review of Haryana Electricity Regulatory Commission Order in Case No. HERC/PRO 36 of 2017 dated 21.05.2018, passed in the petition preferred by M/s Jhajjar KT Transco Private Limited.

Review Petitioner

Haryana Vidyut Prasaran Nigam Limited (HVPNL)

Respondent

M/s. Jhajjar KT Transco Private Limited (JKTPL)

Present On behalf of the Review Petitioner

1. Shri Manoj Kaushik, Advocate.
2. Shri Rupesh Khara, XEN.
3. Shri Jaspreet Singh, AEE.

Present On behalf of the Respondent

1. Shri R.K. Jain, Counsel.

QUORUM

**Shri Jagjeet Singh, Chairman
Shri Pravindra Singh Chauhan, Member**

ORDER

1. The case was heard by the Commission on 18.12.2018, as scheduled.
2. The Ld. Counsel appearing on behalf of the Respondent i.e. M/s. JKTPL pleaded that they have filed the appeal before Hon'ble APTEL, against the Order of the Commission dated 21.05.2018. Therefore, the case may be adjourned till the decision on the appeal by Hon'ble APTEL.

3. Per contra, the Ld. Advocate for the Review Petitioner i.e. HVPNL, submitted that he has no instructions from his client to withdraw the review petition, in view of the appeal filed by M/s. JKTPL before Hon'ble APTEL.
4. The Commission has considered the submissions of the parties and observes that the appeal is pending with the higher authority i.e. Hon'ble APTEL on similar issue. Therefore, the passing of any Order at this stage may not serve any useful purpose in view of any order that the Hon'ble APTEL may pass in the matter.
5. In view of the above, the petition has become infructuous and is accordingly dismissed.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 18.12.2018.

Date: 18.12.2018
Place: Panchkula

(Pravindra Singh Chauhan)
Member

(Jagjeet Singh)
Chairman