

No.53/ 2024 dated: 03-09-2024

TAMIL NADU ELECTRICITY REGULATORY COMMISSION

CAUSE LIST for 10-09-2024 (Forenoon)

(Court Sitting will be held through Virtual & Physical Mode)

Venue: Court Hall of the Commission

Time : 11.00 AM

Sl. No	Case No.	Name of the Parties	Counsel / Party	Remarks
1	D.R.P.No.18 of 2024	M/s.OPG Power Generation Pvt. Limited Versus (i) CMD / TANGEDCO (ii) CE/PPP, TANGEDCO	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To grant in-principle approval of the total capital cost of Rs.14.16 crores to be incurred for installation of the Combustion / Modification / Process, including modification of existing burners to Low-Nox design and adoption of new Separated Over Fire Air System for Unit-3 necessitated by compliance with the Change in Law event, i.e., revised emission control norms set by the MoEF&CC and other orders. For admission.
2	M.P.No.39 of 2024	M/s.OPG Power Generation Pvt. Ltd. Versus (i) CMD / TANGEDCO (ii) CMD / TANTRANSCO (iii) SE/Commercial Operation, TANTRANSCO	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct the respondents to implement the order of the Commission in D.R.P.No.8 of 2023 dated 12.03.2024 and impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the order of the Commission in D.R.P.No.8 of 2023. For counter.
3	D.R.P.No.14 of	M/s.Tulsyan NEC Limited	Adv.Rahul Balaji	Direct the respondents to refund the transmission charges

	2024	Versus (i) CMD / TANGEDCO (ii) TANTRANSCO Ltd (iii) SE/Commercial Operation (iv) SE/CEDC/North	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	of Rs.37,34,480/- paid by the petitioner in respect of its Generating Station under its MTOA dated 28.12.2022 along with interest of Rs.1,76,789/- and other orders. For counter.
4	R.P.No.1 of 2024	CE/GO, TANTRANSCO Ltd Versus M/s.OPG Power Generation Pvt. Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv. Rahul Balaji	To review the order dated 12.03.2024 in D.R.P.No.8 of 2023 and other orders. For counter.
5	I.A.No.1 of 2023 & D.R.P.No.4 of 2024	M/s.SRG Apparels Versus (i) CMD/TANGEDCO (ii) CE/NCES, TANGEDCO (iii) SE/Udumalpet EDC (iv) SE/Trichy/Metro EDC (v) M/s.Apex Coco and Solar Energy Ltd	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 to R-4	To pass an order of Interim Stay of the 3rd Respondent's impugned demand notice dated 06.02.2024 and impugned CC bill dated 08.03.2024 and to quash the 3rd Respondent's impugned demand notice bearing letter dated 6.2.2024 and 8.3.2024 insofar as Sl.No.20 'Adjustment Charges' of Rs.26,02,888/- is concerned as illegal, arbitrary, without authority and against the scheme of OA which is guaranteed under the Electricity Act, 2003 and pass appropriate orders. For filing counter in both I.A. and Main Petition.
6	D.R.P.No.9 of 2024	M/s.OPG Power Generation Pvt. Ltd. Versus (i) CMD / TANGEDCO (ii) CE/IPP/PPP, TANGEDCO (iii) SE/SLDC, TANTRANSCO	Adv.Rahul Balaji Adv.Richardson Wilson	To declare that the bill dispute Notices issued by the Respondent dated 26.05.2023 & 26.06.2023 are illegal and contrary to the terms of the PPA and direct the Respondents to pay

				<p>the petitioner an amount of Rs.1,66,501 towards incentive / capacity charges for declared capacity on 16.5.2023 and direct the respondent to make payment of Rs.1,46,77,682 for the power supplied by the petitioner from 19.4.2023 to 16.5.2023 under the pass through mechanism during the operation of MoP directions dated 5.5.2022 and 20.2.2023 and other others.</p> <p>For counter.</p>
7	D.R.P.No.15 of 2024	<p>M/s.Sathiya Process Versus</p> <p>(i) CMD/TANGEDCO (ii) SE/Tiruppur EDC (iii) SE/Tirunelveli EDC (iv) Chief Internal Audit Officer, Audit Branch, TANGEDCO</p>	<p>Adv.R.S.Pandiyaraj</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To quash the impugned notice dated 11.03.2022 issued by the 2nd Respondent and consequently direct the 2nd & 3rd Respondents to make payment of Rs.1,94,71,051/- being principal including interest as on 02.05.2024 and other orders.</p> <p>For counter.</p>
8	I.A.No.1 of 2024 in D.R.P.No.8 of 2024 & D.R.P.No.8 of 2024	<p>M/s.Mytrah Vayu (Manjira) Pvt. Limited Versus</p> <p>(i) CMD/TANGEDCO (ii) Director/Finance (iii) SE/Dindigul EDC (iv) SE/Erode EDC (v) SE/Coimbatore EDC (vi) SE/Tiruppur EDC</p>	<p>M/s.Khaitan & Co. LLP</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Direct the respondent to pay an amount of Rs.40,58,54,851/- (Principal amount of Rs.22,00,57,921 and interest at the rate of 1% i.e., Rs.18,57,96,930 as on 10.04.2024 towards the unutilised banked energy for FY 2014-15, FY 2015-16 and FY 2016-17 and also direct respondent to make payment of pendente lite interest and other orders.</p> <p>Allow the present I.A. and direct</p>

				<p>the respondent to produce and /or place on record the internal memos / letters/circulars which have been issued by the Respondent inter-alia in context of verification of CGP and payment towards unutilised banked energy by the WEG and other orders.</p> <p>For rejoinder.</p>
9	<p>I.A.No.1 of 2024 & I.A.No.2 of 2024 in D.R.P.No.11 of 2024 and D.R.P.No.11 of 2024</p>	<p>M/s.Reconnect Energy Solutions Limited Versus (i) CMD / TANGEDCO (ii) CE/GO, SLDC</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To quash the 2nd Respondent's impugned notice bearing letter dated 18.06.2024 and 25.06.2024 as illegal, arbitrary, without authority and against the TNERC (Forecasting, scheduling and Deviation Settlement and related matters for Wind and Solar Generation) Regulations, 2024 and consequently direct the 2nd Respondent to register the petitioner as 'Solar State Level QCA' for Tamil Nadu as per Regulations 5.1 of the Regulation and other orders.</p> <p>For rejoinder.</p>
10	<p>I.A.No.1 of 2024 & I.A.No.2 of 2024 in L.P.No.1 of 2024 and L.P.No.1 of 2024</p>	<p>Union of India Military Engineer Services (MES) Air Force Tambaram Rep. through its Garrison Engineer Versus (i) CMD/TANGEDCO (ii) Director / Distribution (iii) Director /Operation (iv) CFC/Regulatory Cell (v) CE/Opn., SLDC (vi) SE/OA & Co-</p>	<p>M/s.P.V.S. Giridhar Associates Adv.Richardson Wilson</p>	<p>To pass appropriate orders for handing over of connected Assets to MES created from Defence Funds at Thanjavur Air Force Station and Tambaram Air Force Station area to establish direct grid connectivity being Deemed Licensee to enable MES to operate as Deemed distribution Licensee</p>

		Ordination, SLDC		in Tamil Nadu State and to purchase power directly from generators and to permit MES to source power from TANGEDCO at the rate of State Average Power purchase cost in line with the order issued by KERC dated 21.04.2023 till conclusion of PPA Generators and other orders. For consideration of I.A.No.1 of 2024 filed by the petitioner.
11	M.P.No.6 of 2024	M/s.Karma Energy Ltd (Formerly Greenweiz Projects Ltd) Versus (i) CMD/TANGEDCO (ii) CE/NCES (iii) SE/Tuticorin EDC (iv) SE/Chennai EDC	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the order of the Commission dated 28.12.2021 in D.R.P.No.4 of 2016 and consequently direct the respondents to make payments of the entire sum as directed in the order. For further hearing.
12	M.P.No.7 of 2024	M/s.Karma Energy Ltd (Formerly Mitra Fidelity Ltd) Versus (i) CMD/TANGEDCO (ii) CE/NCES (iii) SE/Tuticorin EDC (iv) SE/Chennai EDC	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the order of the Commission dated 28.12.2021 in D.R.P.No.3 of 2016 and consequently direct the respondents to make payments of the entire sum as directed in the order. For further hearing.

13	M.P.No.8 of 2024	<p>M/s.Karma Energy Ltd (Formerly Tapi Energy Projects Ltd) Versus (i) CMD/TANGEDCO (ii) CE/NCES (iii) SE/Tuticorin EDC (iv) SE/Chennai EDC</p>	<p>Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the order of the Commission dated 28.12.2021 in D.R.P.No.5 of 2016 and consequently direct the respondents to make payments of the entire sum as directed in the order. For further hearing.</p>
14	M.P.No.14 of 2024	<p>Thiru.N.Muthukumaar Versus (i) CMD/TANGEDCO (ii) CFC / Revenue (iii) CE/NCES (iv) SE/Tiruppur EDC</p>	<p>Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the orders of the Commission dated 07.12.2021 in D.R.P.No.12 of 2021 and consequently direct the respondents to make payments of the entire sum as directed in the said orders. For further hearing.</p>
15	M.P.No.39 of 2023	<p>National Solar Energy Federation of India Versus (i) CMD/TANGEDCO Ltd (ii) SLDC (iii) TANTRANSCO Ltd (iv) MNRE</p>	<p>Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To take the report filed by POSOCO on record and issue appropriate directions in terms of the directions of the APTEL in Appeal No.197 of 2019 and consequently direct the respondents to forthwith pay compensation to the members of the petitioner's association in accordance with the directions of the APTEL after taking into account the findings of the</p>

				<p>POSOCO in its report before this Commission and pass such further or other directions.</p> <p>For reporting status and for further hearing.</p>
Batch cases - In the matter of adjustment of lapsed units – For filing written submission and arguments				
16	D.R.P.No.5 of 2024	<p>M/s.ARS Energy Private Ltd</p> <p style="text-align: center;">Versus</p> <p>(i) SE/Chennai North EDC, TANGEDCO (ii) CMD/TANGEDCO (iii) Chairman / TANTRANSCO (iv) Director (Oprns.), TANTRANSCO Ltd (v) Director(Distn.), TANGEDCO</p>	<p>Adv.Rahul Balaji</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To quash the impugned demand letter dated 30.1.2024 seeking to levy a sum of Rs.2,71,02,948/- towards "Grid Availability Charges" as well as the audit slips on the basis of which the said impugned demand was issued, as the letter and claims therein are illegal, barred by limitation and have been issued without authority of law.</p> <p>For filing written submission.</p>
17	T.A.No.7 of 2022	<p>Kamachi Industries Limited</p> <p style="text-align: center;">Versus</p> <p>(i)Chairman/TANTRANSCO (ii) MD/TANTRANSCO (iii) CE/Grid Operations (iv) Director/Operations & ors.</p>	<p>Adv.Rahul Balaji</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>W.P.No.475 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment of units.</p> <p>For arguments.</p>
18	T.A.No.8 of 2022	<p>M/s.ARS Energy Pvt. Limited</p> <p style="text-align: center;">Versus</p> <p>(i) Chairman / TANTRANSCO (ii) MD/TANTRANSCO (iii) CE/Grid Operations (iv) Director/Operations (v) Director/Distribution (vi) SE/Chennai EDC/North</p>	<p>Adv.Rahul Balaji</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>W.P.No.11480 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment of units.</p> <p>For arguments.</p>
19	T.A.No.9 of 2022	<p>Suryadev Alloys & Powers Pvt. Limited</p> <p style="text-align: center;">Versus</p>	<p>Adv.Rahul Balaji</p>	<p>W.P.No.12062 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment</p>

		(i)Chairman / TANGEDC (ii)MD/TANTRANSCO & Ors.	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	of units. For arguments.
20	T.A.No.10 of 2022	Tulsyan NEC Limited Versus (i) Ch/TANTRANSCO (ii) MD/TANTRANSCO (iii) CE/Grid Operations (iv) Director/Operations (v) Director/Distribution (vi) SE/Chennai EDC/North	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	W.P.No.12083 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment of units. For arguments.
21	T.A.No.11 of 2022	Kamachi Industries Limited Versus (i) Chairman/ TANTRANSCO (ii) MD/TANTRANSCO (iii) CE/Grid Operations (iv) Director/Operations	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	W.P.No.12584 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment of units. For arguments.
22	T.A.No.12 of 2022	OPG Power Generation Pvt. Limited Versus (i) Ch./TANTRANSCO (ii) MD/TANTRANSCO & Ors.	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	W.P.No.15861 of 2021 trd. by Hon'ble High Court of Madras in the matter of adjustment of units. For arguments.
23	D.R.P.No.3 of 2023	M/s.MALCO Energy Limited Versus (i) CMD/TANGEDCO (ii) CE/PPP (iii) SE/Mettur EDC (iv) SLDC	Adv.Rahul Balaji Adv.Richardson Wilson	To set aside the impugned communications dated 13.02.2015 and 24.04.2015 and the consequential demand of the 3rd respondent letter dt.29.06.2015 demanding a sum of Rs.8,58,23,430/- and pass other orders. For arguments.
24	D.R.P.No.4 of 2023	Tamil Nadu Newsprint & Papers Limited Versus (i) CMD/TANGEDCO (ii) CE/PPP (iii) SE/Karur EDC (iv) SLDC	Adv.Rahul Balaji Adv.Richardson Wilson	To set aside the impugned communications dated 13.02.2015 and 24.04.2015 and the consequential demand of the 3rd respondent letter dt.21.07.2016 demanding a sum of Rs.2,64,97,493/- and pass other orders. For arguments.

25	D.R.P.No.19 of 2023	M/s.Kamuthi Renewable Energy Limited Versus (i) CMD/TANGEDCO (ii) CE/NCES, TANGEDCO	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Declare that under law, the applicable Regulations and the "Comprehensive Tariff Order on Solar Power, the petitioner is entitled to and has correctly accounted for payments made against its energy bills under the EPA and the respondent is required to pay the interest stipulated under the EPA and direct the respondents to pay Rs.41,10,50,492/- including interest as on 11.10.2023 and payable against LPS and further pendente lite interest. For arguments.
26	I.A.No.2 of 2023 & M.P.No.29 of 2023	M/s.Annamalai University Versus (i) CMD/TANGEDCO (ii) SE/Cuddalore EDC (iii) CFC/Regulatory Cell	Adv.S.Sithirai Anandam Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To set aside the impugned letter dated 24.8.2004 bearing Lr.No.SE/CEDC/CUD/AO/R/Audit-03-04/95/A4/2004 and to classify the HTSC 95 under Tariff-IIA for Educational Institutions instead of Commercial Tariff. For filing written submissions.
27	M.P.No.25 of 2023	M/s.Vijay Velavan Spinning Mills Private Limited Versus (i) TANGEDCO (ii) SE/Palladam EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct the Respondents, to revise the Energy Wheeling Agreement, by ordering to expunge the inconsistent portions of the Energy Wheeling Agreement as contained in page No.3 and Page No.10 in para 24 IV and further direct the Respondents, to execute a fresh Energy Wheeling Agreement in terms of Para 5.5.8 of the Order of the

				Hon'ble Commission, as contained in Order No.9 of 2020 dated 16.10.2020 and further direct the Respondents to accept the invoice of the petitioner. For arguments of the respondent.
28	M.P.No.26 of 2023	Naveen Cotton Mill Private Limited Versus (i) TANGEDCO (ii) SE/Tirunelveli EDC (iii)SE/ TANGEDCO	Adv.R.S.Pandiyaraj Adv.N.Kumanan Adv.A.P.Venkatachalapathy	Direct the Respondents, to revise the Energy Wheeling Agreement, by ordering to expunge the inconsistent portions of the Energy Wheeling Agreement as contained in page No.6 Clause 21 and further direct the Respondents, to execute a fresh Energy Wheeling Agreement in terms of Para 5.5.8 of the Order of the Hon'ble Commission, as contained in Order No.9 of 2020 dated 16.10.2020 and further direct the Respondents to accept the invoices of the petitioner. For arguments of the respondent.
29	D.R.P.No.6 of 2024	M/s.Shri Harikrishna Cotton Mills Pvt. Limited Versus (i) CE/NCES, TANGEDCO (ii) SE/Dindigul EDC (iii) SE/Palladam EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct the respondents to revise the EWA by ordering to expunge the inconsistent portions of the EWA and further direct the respondents to execute a fresh EWA in terms of Para 5.5.8 of the order of the Commission. For arguments of the respondent.

30	D.R.P.No.7 of 2024	M/s.SEP Energy Pvt. Limited M/s.Lemon Tree Hotels Ltd M/s.Shimona Hotels Pvt Ltd Versus (i) CMD/TANGEDCO (ii) CE/NCES (iii) SE/Tirunelveli EDC (iv) CFC/Revenue	MSA Partners Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct TANGEDCO to adjust the outstanding amount of Rs.26,98,179/- due to SEP Energy against the consumption charges / open access charges payable by petitioners No.2 & 3 respectively, along with interest at the rate of 18% p.a. amounting to Rs.37,72,841/- and other orders. For arguments.
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(By order of the Commission)

for Secretary
Tamil Nadu Electricity
Regulatory Commission