

# **TAMIL NADU ELECTRICITY REGULATORY COMMISSION**

**Order of the Commission dated this the 2<sup>nd</sup> Day of March 2023**

## **PRESENT:**

Thiru M.Chandrasekar .... Chairman  
Thiru K.Venkatesan .... Member  
and  
Thiru B.Mohan .... Member (Legal)

## **D.R.P. No.8 of 2022**

M/s.Solitaire BTN Solar Private Limited  
Through: Authorized Signatory  
239, Okhla Industrial Estate  
Phase – III  
New Delhi – 110 020.

... Petitioner  
(M/s.HSA Advocates  
Advocate for the Petitioner)

**Vs.**

1. Tamil Nadu Generation and Distribution Corporation Ltd.  
(TANGEDCO)  
Through its Chairperson / Managing Director  
144, Anna Salai  
Chennai – 600 002.
2. Non-Conventional Energy Sources (NCES)  
Through: its Chief Engineer  
2<sup>nd</sup> Floor, Eastern Wing, NPKRR Maligai  
144, Anna Salai  
Chennai – 600 002.

... Respondents  
(Tvl. N. Kumanan and A.P. Venkatachalapathy,  
Standing Counsel for the Respondents)

This Miscellaneous Petition stands preferred by the Petitioner M/s. Solitaire  
BTN Solar Private Limited, New Delhi with a prayer to-

- (i) allow the present petition;

- (ii) issue appropriate order(s) direction(s) to Respondents for immediate release and payment of Energy Bills for the month of July 2021, August 2021, September 2021 and October 2021 amounting to Rs.17,41,10,763/-.
- (iii) issue appropriate order(s) / direction(s) to Respondents to discharge its contractual obligation in a time bound manner, especially in relation to establishing payment security mechanism by immediately, without any delay, in favour of the petitioner herein in terms of the Power Purchase Agreement read with orders of Ministry of Power;
- (iv) issue appropriate order(s) / direction(s) to Respondents to make timely and complete payments in future as per the mutually agreed terms of the PPA; and
- (v) issue appropriate order(s) / direction(s) to Respondents to pay litigation expenses / cost which has been incurred by the petitioner for initiating the present proceedings.

This petition having come up for hearing on 07-02-2023 in the presence of M/s. HAS Advocates, Advocate for the Petitioner and Tvl. N. Kumanan and A.P. Venkatachalapathy, Standing Counsel for the Respondents and on consideration of the submission made by the Counsel for the Petitioner and Respondents that TANGEDCO has settled the entire dues and does not want to pursue further in this matter and on perusal of relevant materials, more particularly the Memo dated 07-02-2023 filed by the petitioner, this Commission passes the following:

#### **ORDER**

The petitioner through Memo dated 07-02-2023 not only acknowledged receipt of the disputed amount of Rs.4,65,00,000/- from the Respondent vide Letter

of Credit dated 27-12-2022 issued by the Indian Overseas Bank but also prayed for the disposal of the matter on the basis of the Memo. The Counsel for the Petitioner vouched the same. Considering the above fact, the petition is ordered to be closed.

(Sd.....)  
Member (Legal)

(Sd.....)  
Member

(Sd.....)  
Chairman

/True Copy /

**Secretary  
Tamil Nadu Electricity  
Regulatory Commission**