(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PRESENT:-

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

M.P.No.27, 32 & 33 of 2023, P.P.A.P.No.4 of 2023 and P.P.A.P.No.1 & 2 of 2024

CE/ PPP, TANGEDCO

..... Petitioner (Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated: 14.05.2024

DAILY ORDER

Order pronounced.

"In view of the above and considering the reasons and need for procurement of power through STOA, the Commission hereby accords approval for the procurement of RTC and Peak hour (18:00 to 24:00) power for the period from 01.03.2024 to 31.05.2024 for the agreed quantum at the rates discovered under Tender Nos.32, 35 and 36 of 2023, as below:

Total Quantum power approved in Tender Nos.32, 35 and 36 of 2023

SI.No.	Tender No.	Total Quantum power approved in MW					
		March – 24		April – 24		May – 24	
		RTC	Peak Hour (18:00 -	RTC	Peak Hour (18:00 -	RTC	Peak Hour (18:00 -
			24:00 Hrs)		24:00 Hrs)		24:00 Hrs)
1	32 of 2023	470	341	685	491.5	685	491.5
2	35 of 2023	-	100	50	-	•	-
3	36 of 2023	1020	100	1025	-	150	45
	Total	1490	541	1760	491.5	835	536.5

1. Under Tender No.32 of 2023

(i) RTC power (0 to 24 hrs)

SI.No.	Name of the bidder	Qtm in MW	Qtm in MW			
		March'24	April'24	May '24	Rs/Kwh for	
					all months	
1	JPL (NVVN)	250	250	250	8.22	
2	Suryvadev	40	40	40	8.22	
3	Semcorp (PTC)	120	120	120	8.22	
4	Simhapuri(PTC)	60	100	100	8.22	
5	Shree Cement	-	175	175	8.22	
	Total	470	685	685	8.22	

(ii)Peak hour power (18 to 24 hrs)

SI.No.	Name of the bidder	Qtm in MW	Qtm in MW			
		March'24	April'24	May '24	Rs/Kwh for	
				-	all months	
1	JPL (NVVN)	175	175	175	9.94	
2	Suryvadev	40	40	40	9.94	
3	Semcorp (PTC)	84	84	84	9.94	
4	Simhapuri(PTC)	42	70	70	9.94	
5	Shree Cement	-	122.5	122.5	9.94	
	Total	341	491.5	491.5	9.94	

2. Under Tender No.35 of 2023

(i) RTC power (0 to 24 hrs)

Sl.No.	Name of the bidder		Qtm in MW				
		March'24	April'24	May '24	Rs/Kwh		
1	Semcorp (PTC)	-	50	-	8.22		
	Total	-	50	-	8.22		

(ii) Peak hour power (18 to 24 hrs)

Sl.No.	Name of the bidder	Qtm in MW	Qtm in MW			in
		March'24	April'24	May '24	Rs/Kwh	
1	Shree Cement	100	-	-	9.94	
	Total	100	-	-	9.94	

3. Under Tender No.36 of 2023

(i) RTC power (0 to 24 hrs)

	Tropower (o to 24 ms)			1		1		
SI.No	Name of the bidder	Marc	March – 24		- 24	May – 24		
		Qtm	Rate in	Qtm	Rate in	Qtm	Rate in	
		offere	Rs./kW	offere	Rs./kW	offere	Rs./kW	
		d in	h	d in	h	d in	h	
		MW		MW		MW		
1	M/s.NVVN(JaypeeNigrie)M.P	100	8.16	100	8.41	100	7.74	
2	M/s.PTC(SEIL Energy India	20	8.16	100	8.41	-	-	
	Ltd) AP							
3	M/s.PTC(Adhunik) Jharkand	50	8.16	-	-	-	-	
4	Manikaran (Costal), Tamil	500	8.16	500	8.41	-	-	
	Nadu							
5	M/s.NVVN (IL&FS)	350	8.16	225	8.41	-	-	
6	M/s.NVVN(JaypeeNigrie)Bin	-	-	50	8.41	50	7.74	
	a M.P.							
7	M/s.NVVN/Jindal Power	-	-	50	8.41	-	-	
	Ltd)Maharashtra							
	Total	1020	8.16	1025	8.41	150	7.74	

(ii) Peak hour power (18 to 24 hrs)

Sl.No.	Name of the bidder	Marc	h – 24	Apri	I – 24	May	- 24
		Qtm	Rate in	Qtm	Rate in	Qtm	Rate in
		offered	Rs./kWh	offered	Rs./kWh	offered	Rs./kWh
		in MW		in MW		in MW	
1	M/s.NVVN (IL&FS)	100	9.99	-	-	45	9.99
	Total	100	9.99	-	•	45	9.99

The Commission approves the tariff rate of RTC at the rate of Rs.8.22 per unit and Peak hour (18:00 to 24:00 hrs) power at the rate of Rs.9.94 per unit for the procurement power under tender No.32 of 2023 of 470MW RTC, 341MW Peak hour power from 01.03.2024 to 31.03.2024, 685MW RTC, 491.5MW Peak hour power from 01.04.2024 to 30.04.2024 and 685MW RTC, 491.5MW Peak hour power from

01.05.2024 to 31.05.2024 from Inter and Intra State generators subject to the observations and directions in this order.

The Commission approves the tariff rate of RTC at the rate of Rs.8.22 per unit and Peak hour (18:00 to 24:00 hrs) power at the rate of Rs.9.94 per unit for the procurement power under tender No.35 of 2023 of 100 MW Peak hour powerfrom 01.03.2024 to 31.03.2024 and 50MW RTC power from 01.04.2024 to 30.04.2024 from Inter and Intra State generators subject to the observations and directions in this order.

The Commission approves the tariff rate of RTC at the rates of Rs.8.16, Rs.8.41 and Rs.7.74 per unit for March 24, April 24 and May 24 respectively and Peak hour (18:00 to 24:00 hrs) power at the rate of Rs.9.99 per unit for March 24 and May 24 for the procurement power under tender No.36 of 2023 of 1020MW RTC, 100MW Peak hour power from 01.03.2024 to 31.03.2024, 1025MW RTC from 01.04.2024 to 30.04.2024 and 150MW RTC, 45MW Peak hour power from 01.05.2024 to 31.05.2024 from Inter and Intra State generators subject to the observations and directions in this order.

As prayed by the petitioner in the MP No.27 of 2023, the Commission also approves the deviations sought for from the Gol Guidelines in Short term tender No.32/2023 as below.

- (i) Deleting the Change in Law clause since the period of contract is for three months.
- (ii) Deviation in scheduling up to 40% of the contracted quantum against 15% as per terms and conditions to avoid under drawl of power in case of excess injection of renewable energy source.

All the petitions stand ordered accordingly.

(Sd.......)(Sd.......)(Sd.......)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

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Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member Thiru.B.Mohan

Member(Legal)

D.R.P.No.11 of 2023

Versus

M/s.G.R.Natarajan & Co Petitioner (Adv.Rahul Balaji)

i) CMD / TANGEDCO & Ors.

..... Respondents (Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated : 14.05.2024 **DAILY ORDER**

Order pronounced.

"5.9. In fine, it is directed as follows;

The respondent shall pay interest of Rs.9,71,825/- being 10% interest on the outstanding dues as claimed by the petitioner and further pay a sum of Rs.11,21,633/- being the interest due and payable in respect of the invoice payments made from 12.03.2019 towards energy generated by its WEG No.D 226.

There will be no order as to cost. Petition ordered accordingly".

(Sd.....) (Sd.....) (Sd.....) (M.Chandrasekar) (B.Mohan) (K.Venkatesan) Chairman Member(legal) Member

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(Constituted under section 82 (1) of the Electricity Act, 2003)
(Central Act 36 of 2003)

PR	ES	E١	1T	:-

Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

M.P.No.25 of 2023

M/s.Vijay Velavan Spinning Mills Pvt. Ltd. Petitioner

(Adv.R.S.Pandiyaraj)

Versus

i) TANGEDCO

ii) SE/Palladam EDC

..... Respondents
(Tvl.N.Kumanan & A.P.Venkatachalapathy
Standing Counsels for TANGEDCO &
TANTRANSCO/SLDC)

Hearing dated: 14.05.2024 DAILY ORDER

Thiru.Purushothaman, Junior to Thiru.S.P.Parthasarathy, Advocate for the petitioner and submitted that the counter affidavit has not been received and sought time for filing rejoinder. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO and he undertook to serve the counter affidavit on the petitioner. TANGEDCO is directed to serve the counter affidavit on the petitioner. At the request of the petitioner side, the case is adjourned to 27.06.2024 for rejoinder.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003)
(Central Act 36 of 2003)

Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

M.P.No.26 of 2023

Naveen Cotton Mill Pvt. Ltd. Petitioner

(Adv.R.S.Pandiyaraj)

Versus

- i) TANGEDCO
- ii) SE/ Tirunelveli EDC
- iii) SE/TANGEDCO

..... Respondents (Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated: 14.05.2024

DAILY ORDER

Thiru.Purushothaman, Junior to Thiru.S.P.Parthasarathy, Advocate for the petitioner and submitted that the counter affidavit has not been received and sought time for filing rejoinder. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO and he undertook to serve the counter affidavit on the petitioner. TANGEDCO is directed to serve the counter affidavit on the petitioner. At the request of the petitioner side, the case is adjourned to 27.06.2024 for rejoinder.

(Sd......)(Sd.......)(Sd.......)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PRESENT:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

D.R.P.No.20 of 2012

Pioneer Power Ltd., Petitioner

(Adv.Sathyaseelan)

Versus

i) TANGEDCO

ii) CE, PPP

iii) CFC, Revenue

..... Respondents
(Tvl.N.Kumanan & A.P.Venkatachalapathy
Standing Counsels for TANGEDCO &
TANTRANSCO/SLDC)

Hearing dated : 14.05.2024

DAILY ORDER

Thiru.A.Satyaseelan, Advocate appeared for the petitioner. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO. The Counsel for the Petitioner submitted that by inadvertence in the last hearing an incorrect representation came to be made by his Junior Counsel that an order of Status quo was passed by the Hon'bleHigh Court, while in fact no such order came to be passed. The counsel further submitted that the Junior Counsel who was given instruction to state that status quo is maintained in the Supreme Court in regard to the stage of the case, misconstrued the same and thus committed a mistake in making The learned counsel who tendered apology for such such representation. misrepresentation, craved leave of the Commission to treat the misrepresentation as withdrawn and prayed for passing appropriate orders. Submission of the learned counsel accepted. The earlier order passed by the Commission directing the petitioner to file a memo along with the status quo order copy is withdrawn. The fact that the decision to be rendered by the Hon'ble Supreme Court will have a bearing upon the outcome in the present case is not disputed by both counsel. There is uncertainty as to when the matter pending before the Hon'ble Supreme Court will be disposed of. Hence,

considering all attending facts and circumstances, the Registry is directed to list the matter after the disposal of the connected case by the Hon'ble Supreme Court. The representation of the counsel for the petitioner that as soon as the matter is disposed of by the Hon'ble Supreme Court, the same will be intimated by him to the Commission without delay is taken on record.

(Sd......)
(B.Mohan)
(K.Venkatesan)
(M.Chandrasekar)
Member(legal)

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PRESENT:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

M.P.No.25 of 2014

Pioneer Power Ltd., Petitioner

(Adv.Sathyaseelan)

Versus

i) TANGEDCO

ii) Director (Generation)

iii) CE, IPP

..... Respondents
(Tvl.N.Kumanan & A.P.Venkatachalapathy
Standing Counsels for TANGEDCO &
TANTRANSCO/SLDC)

Hearing dated : 14.05.2024

DAILY ORDER

Thiru.A.Satyaseelan, Advocate appeared for the petitioner. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO. The Counsel for the Petitioner submitted that by inadvertence in the last hearing an incorrect representation came to be made by his Junior Counsel that an order of Status quo was passed by the Hon'bleHigh Court, while in fact no such order came to be passed. The counsel further submitted that the Junior Counsel who was given instruction to state that status quo is maintained in the Supreme Court in regard to the stage of the case, misconstrued the same and thus committed a mistake in making such representation. The learned counsel who tendered apology for such misrepresentation, craved leave of the Commission to treat the misrepresentation as withdrawn and prayed for passing appropriate orders. Submission of the learned counsel accepted. The earlier order passed by the Commission directing the petitioner to file a memo along with the status quo order copy is withdrawn. The fact that the decision to be rendered by the Hon'ble Supreme Court will have a bearing upon the outcome in the present case is not disputed by both counsel. There is uncertainty as to when the matter pending before the Hon'ble Supreme Court will be disposed of. Hence,

considering all attending facts and circumstances, the Registry is directed to list the matter after the disposal of the connected case by the Hon'ble Supreme Court. The representation of the counsel for the petitioner that as soon as the matter is disposed of by the Hon'ble Supreme Court, the same will be intimated by him to the Commission without delay is taken on record.

(Sd......)
(B.Mohan)
(K.Venkatesan)
(M.Chandrasekar)
Member(legal)

//True Copy//

(Constituted under section 82 (1) of the Electricity Act, 2003)
(Central Act 36 of 2003)

PR	ES	E١	IT	·:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

D.R.P.No.32 of 2013

Suryadev Alloys and Power Pvt. Ltd. Petitioner

(Adv. Vinod Kumar)

Versus

i) TANGEDCO

ii) CFC, Revenue

..... Respondents
(Tvl.N.Kumanan & A.P.Venkatachalapathy
Standing Counsels for TANGEDCO &
TANTRANSCO/SLDC)

Hearing dated : 14.05.2024

DAILY ORDER

Thiru.Prashanth, Advocate appeared for petitioner. Tvl.N.Kumanan&A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO. The counsel for the respondent submitted that, in the same matter, writ appeal filed by TANGEDCO is pending and conditional stay has been granted and that the decision of the Hon'ble High court of Madras in the writ appeal is awaited. Since no purpose will be served in including the present case in the cause list till the disposal of the connected writ appeal, the Registry is directed to list the matter after the disposal of the writ appeal by the Hon'ble High Court. The Commission expect that as soon as the writ appeal is disposed of by the Hon'ble High Court, anyone of the counsel-on-record will be gracious enough to file a memo before this Commission in that regard without delay.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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TAMIL NADU ELECTRICITY REGULATORY COMMISSION (Constituted under section 82 (1) of the Electricity Act. 2003) (Central Act 36 of 2003)

PRESENT:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

M.P.No.12 of 2024

Chief Financial Controller / Regulatory Cell, TANGEDCO

..... Petitioner
(Tvl.N.Kumanan & A.P.Venkatachalapathy
Standing Counsels for TANGEDCO &
TANTRANSCO/SLDC)

Hearing dated: 14.05.2024 DAILY ORDER

Thiru.N.Kumanan & Thiru.A.P.Venkatachalapathy, Standing Counsel for TANGEDCO appeared. Thiru.Girinathan, Financial Controller/Regulatory Cell of TANGEDCO also present and putforth his arguments. TANGEDCO is directed to webhost the petition immediately for seeking comments from the stakeholders' with a time limit of 21 days. Reply shall be sent to the stakeholders, in all cases. TANGEDCO is directed to file the comments received from the stakeholders along with replies sent to the stakeholders by way of an affidavit. The case is adjourned to 13.06.2024 for filing affidavit and for further hearing.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PRESENT:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member Thiru.B.Mohan

Member(Legal)

M.P.No.13 of 2023

M/s.Allsec Technologies Ltd. Petitioner (Adv. Aviral Dhirendra)

Versus

i) Chairman / TANGEDCO & Ors.

..... Respondents

(Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated : 14.05.2024 **DAILY ORDER**

Thiru.Edwin, Manager (Legal) represented M/s.Allsec Technologies Limited and sought time for arguments. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO. At the request of the petitioner side, the case is adjourned to 27.06.2024 for arguments.

(Sd.....) (Sd.....) (Sd.....) (B.Mohan) (K.Venkatesan) (M.Chandrasekar) Member Chairman Member(legal)

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PRESENT:-

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

M.P.No.14 of 2023

M/s.Allsec Technologies Ltd. Petitioner (Adv.Aviral Dhirendra)

Versus

i) Chairman / TANGEDCO & Ors. Respondents

(Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated: 14.05.2024 DAILY ORDER

Thiru.Edwin, Manager (Legal) represented M/s.Allsec Technologies Limited and sought time for arguments. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel appeared for TANGEDCO. At the request of the petitioner side, the case is adjourned to 27.06.2024 for arguments.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PR	ES	E١	1T	:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

I.A.No.2 of 2023 & M.P.No.29 of 2023

M/s.Annamalai University Petitioner (Adv.S.Sithiral Anandam)

Versus

i) CMD/TANGEDCO & Ors. Respondents

(Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated: 14.05.2024

DAILY ORDER

The Junior to Thiru.S.Sithirai Anandam, Advocate appeared for the petitioner and sought short adjournment for the appearance of Advocate-on-Record. Tvl.N.Kumanan, and A.P.Venkatachalapathy, Standing Counsel appeared for the respondents. At the request of the petitioner side, the case is adjourned to 11.06.2024 for arguments on the I.A. filed by the petitioner.

(Sd.......)(Sd.........)(Sd.........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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(Constituted under section 82 (1) of the Electricity Act, 2003) (Central Act 36 of 2003)

PR	ES	E١	IT	·:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

M.P.No. 41 of 2023

M/s.Ind Bharat Power Gencom Ltd. Petitioner

(M/s.Shree Law Services)

Versus

i) CMD/TANGEDCO

ii) M/s.OPG Power Generation Pvt. Ltd.

iii) MALCO Energy Ltd.

..... Respondents (Adv.Richardson Wilson for R-1 Adv.Rahul Balaji for R-2 & R-3)

Hearing dated: 14.05.2024 DAILY ORDER

Thiru.T.Ravichandran, Advocate from M/s.Shree Law Services appeared for the petitioner. Thiru.Richardson Wilson, Advocate appeared for TANGEDCO (R-1) and filed rejoinder. Thiru.Rahul Balaji, Advocate appeared for M/s.MALCO Energy Ltd (R-2). Arguments of all side heard. Written submissions to be filed by all parties, if any, within 15 days. Orders reserved.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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TAMIL NADU ELECTRICITY REGULATORY COMMISSION (Constituted under section 82 (1) of the Electricity Act, 2003)

(Central Act 36 of 2003)

PR	ES	ΕN	IT:-

Thiru.M.Chandrasekar Chairman Thiru.K.Venkatesan Member

Thiru.B.Mohan Member(Legal)

R.A.No.2 of 2024

M/s.Grace Infrastructure Pvt. Ltd. Petitioner

(Adv.M/s.Rugan & Arya)

Versus

(i) CMD/ TANGEDCO & Ors. Respondents

(Tvl.N.Kumanan & A.P.Venkatachalapathy Standing Counsels for TANGEDCO & TANTRANSCO/SLDC)

Hearing dated: 14.05.2024 DAILY ORDER

Thiru.K.Ravi, Senior Advocate from M/s.Rugan & Arya appeared for the petitioner. Thiru.N.Kumanan&Thiru.A.P.Venkatachalapathy, Standing Counsel for TANGEDCO appeared and sought one week time for arguments. At the request of the respondent side, the case is adjourned to 23.05.2024 for arguments of the respondent as a last chance.

(Sd.......)(Sd........)(Sd........)(B.Mohan)(K.Venkatesan)(M.Chandrasekar)Member(legal)MemberChairman

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