

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

PRESENT:-

Thiru.S.Nagalsamy **Member**

and

Thiru.G.Rajagopal **Member**

D.R.P.No.6 of 2012

Karmic Business Specialties Pvt. Limited
Represented by its authorized signatory
Ved Prakash, 667, First Floor,
Udyog Vihar Phase 5,
Gurgaon 122016.

... Petitioner
(Thiru P.Subba Reddy
Advocate for the Petitioner)

Vs

1. TAMIL NADU GENERATION & DISTRIBUTION CORPORATION LTD. (TANGEDCO)
Rep by its Chairman
144, Anna Salai, Chennai – 600 002.
2. The Chief Financial Controller
Revenue, Tamil Nadu Electricity Board
800, Anna Salai, Chennai 600 002.
3. The Superintending Engineer
Tamil Nadu Electricity Board
Tirunelveli.

....Respondents
(Thiru P.H.Vinod Pandian
Standing Counsel for the Respondents)

Dates of hearing : 17-04-2012, 02-05-2012, 27-11-2012,
08-01-2013, 12-02-2013 and 05-02-2014

Date of order : 05-02-2014

D.R.P.No.6 of 2012 has been filed by the petitioner praying that this Hon'ble Commission may be pleased to direct the respondents 1 to 3 to honour the Power Purchase Agreement by releasing the amount of Rs.19,52,986/- against the outstanding dues along with interest of Rs.58,590/- owing to delayed payments for the power supplied by the petitioner to the Electricity Board whereby directing the Respondents 1 to 3 to honour Power Purchase Agreement in its letter and spirit and pass such further or other orders as this Hon'ble Court may deem fit and proper. The respondents filed a counter affidavit in response to the D.R.P. in June 2012. Thereafter, the D.R.P. has been posted for final hearing on 12-02-2013. When the D.R.P. was taken up for hearing, there was no representation on behalf of the petitioner. Therefore the case was adjourned and came up for final hearing before the Commission on 05-02-2014. Even on that day there was no representation for the petitioner before the Commission. Under the circumstances, the Commission passes the following order:-

ORDER

The D.R.P.No.6 of 2012 came up for final hearing before the Commission on 05-02-2014. When the above D.R.P. was called up for hearing, the petitioner was absent. As per regulation 28 (1) of TNERC Conduct of Business Regulations, 2004 when any of the party or his authorized agent or representative does not appear when the matter is called for hearing, the Commission may dismiss the petition for default. The above petition is accordingly dismissed without costs.

(Sd.....)
(G.Rajagopal)
Member

(Sd.....)
(S.Nagalsamy)
Member

/ True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission