

**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
Dr.T.Prabhakara Rao	.... Member
and	
Thiru. K.Venkatasamy	.... Member (Legal)

**M.P.No.15 of 2017**

Tamil Nadu Generation and Distribution  
Corporation Ltd.  
(TANGEDCO)  
NPKRR Maligai  
144, Anna Salai  
Chennai – 600 002.

... Petitioner  
(Thiru M.Gopinathan  
Standing Counsel for the Petitioner)

Nil Vs. ... Respondent

**Dates of hearing** : 19-09-2017, 12-10-2017 and 05-09-2019.

**Date of Order** : 23-09-2019

The prayer of the Petitioner in M.P. No.15 of 2017 is to-

- (i) determine additional surcharge payable by new open access consumers availing power under open access;
- (ii) hold that the obligation of the State Distribution Licensees in terms of Power Purchase Agreements has been and continues to be stranded and there is an unavoidable obligation and incidence to bear fixed costs consequent to such agreements;

- (iii) determine the additional surcharge of Rs.1.91 payable by open access consumers on quantum of power purchase through open access using the network of distribution licensee;
- (iv) Make applicable the additional surcharge on power purchased by open access consumers under open access;
- (v) Maintain the cross subsidy surcharge at current levels in order to ensure viability and sustainability in operations of TANGEDCO; and
- (vi) Consider the information submitted by TANGEDCO for determining the amount of additional surcharge;

2. The above petition came up for hearing on 05-09-2019. The Petitioner filed a Memo and prayed for withdrawal of the petition.

3. The Commission upon perusing the records and considering the prayer of the Petitioner in the Withdrawal Petition passes the following:-

### **ORDER**

The Petitioner is permitted to withdraw his petition and accordingly M.P.No.15 of 2017 is dismissed as withdrawn.

(Sd.....)  
**(K.Venkatasamy)**  
**Member (Legal)**

(Sd.....)  
**(Dr.T.Prabhakara Rao)**  
**Member**

(Sd.....)  
**(M.Chandrasekar)**  
**Chairman**

/True Copy /

Secretary  
Tamil Nadu Electricity  
Regulatory Commission