

Record of proceedings dated 29.10.2020

O. P. No. 25 of 2020

M/s Dr. Reddy's Laboratories Limited Vs SLDC, TSTRANSCO & TSSPDCL

Petition u/s 86 (1) (c) read with section 86 (1) (k) of Electricity Act, 2003 seeking directions to the respondents to approve short term open access.

Sri. M. Sridhar, Advocate representing Sri. Challa Gunaranjan, Advocate for the petitioner, Sri. Y. Rama Rao, Advocate for the respondent Nos. 1 and 3 and Sri. Mohammad Bande Ali, Law Attachee of TSSPDCL for respondent No. 2 are present. The counsel for the petitioner stated that the issue in the petition is with regard to giving permission for short term open access in accordance with the Regulation No. 2 of 2005 as adopted by the Commission. Applications were made for earlier months and the prayer has been sought in this petition for subsequent months also. The counsel for the petitioner, on the specific question about the prayer, stated that the same is not merely limited to the earlier applications but also the subsequent applications.

The counsel for the respondents No.1 and 3 sought time for filing counter affidavit on the next date of hearing. He also stated that the petitioner had already placed on record the prayer before the Hon'ble High Court, which the petitioner had filed and on cursory reading the prayer appears to be identical.

The representative of the TSSPDCL pointed out that the petitioner had already filed W. P. No. 3713 of 2019 before the Hon'ble High Court for the self-same relief for an earlier period. The petitioner cannot maintain or invoke two fora in respect of the similar relief. Unless the petitioner chooses to withdraw either of the proceedings, this present petitioner cannot be considered and proceeded with. The counsel for the respondents and representative insisted that the petitioner should withdraw the writ petition then only pursue the present petition. They also sought time for filing counter affidavit in the matter.

The counsel for the petitioner stated that the petitioner had already filed a letter with the Hon'ble High Court seeking to withdraw the writ petition filed earlier. He also stated that the said writ petition had become infructuous. He agreed to file a copy of

the said withdrawal letter before the Commission along with a memo for considering the subsequent prayers also for allowing open access on short term basis.

The Commission considering the request made and submissions placed on record while directing the petitioner to file the copy of the withdrawal letter filed with the Hon'ble High Court in respect of the above said writ petition, granted time for filing counter affidavit upto 06.11.2020 and adjourned the case.

Call on 11.11.2020 at 11:30 A.M.

Sd/-
Member

Sd/-
Member

Sd/-
Chairman

O. P. No. 26 of 2020

M/s. Arhyama Solar Power Pvt. Ltd. vs TSSPDCL, CGM (Revenue), SAO (Operation Circle), Sanganareddy & SAO (Operation Circle), Medchal.

Sri. M. Sridhar, Advocate representing Sri. Challa Gunaranjan, Advocate for the petitioner and Sri. Mohammad Bande Ali, Law Attachee of TSSPDCL for respondents are present. The counsel for the petitioner stated that the matter is with regard to the implementation of the order of the Commission passed in O. P. No. 10 of 2017. The representative of the respondents sought time for filing the counter affidavit and also requested that the matter may be taken up along with the review petition filed by the respondent.

The Commission agreeing to the request of tagging the petition and the review petition of the respondent, granted time to file counter affidavit by 06.11.2020 and accordingly adjourned the matter.

Call on 11.11.2020 at 11.30 A.M.

Sd/-
Member

Sd/-
Member

Sd/-
Chairman

R. P. (SR) No. 134 of 2018
&
I. A. (SR) No. 7 of 2020
in
O. P. No. 10 of 2017

TSSPDCL Vs M/s. Arhyama Solar Power Private Limited

Review petition filed seeking review of the order dated 17.07.2018 passed in O. P. No. 10 of 2017 filed by the respondent.

I. A. filed seeking condonation of delay in filing the review petition.

Sri. Mohammad Bande Ali, Law Attachee of TSSPDCL for the review petitioner and Sri. M. Sridhar, Advocate representing Sri. Challa Gunaranja, Advocate for the respondent are present. The counsel for the respondent stated that there is a petition for condoning the delay in filing the review petition and that the respondent seeks time to file counter affidavit in the matter. The representative of the petitioner stated that this matter may be tagged to the original petition filed by the respondent and may be heard together, which the counsel for the respondent has agreed to.

The Commission agreeing to the request of tagging the review petition of the petitioner to the original petition filed by the respondent, granted time to file counter affidavit by 06.11.2020 and accordingly adjourned the matter.

Call on 11.11.2020 at 11:030 A.M.

Sd/-
Member

Sd/-
Member

Sd/-
Chairman