

**JOINT ELECTRICITY REGULATORY COMMISSION FOR
THE STATE OF GOA AND UNION TERRITORIES
GURGAON**

Coram*
Shri S.K.Chaturvedi, Member
Date of Order 07.10.2013

In the matter of

Petition for approval of agreement for hiring of 5 MW Capacity DG between Electricity Department, Andaman & Nicobar Administration and M/s New Bharat Engineering, Navi Mumbai under section 86 (1) of Electricity Act, 2003.

And in the matter of

The Electricity Department, A&N Administration, Vidyut Bhawan, Port Blair-744101

Present for Petitioner

1. Shri Yogesh Tiwari, J.E., ED- Andaman & Nicobar Islands.

Order

ED -Andaman & Nicobar Administration – petitioner has filed the present petition under section 86 (1) of Electricity Act, 2003 for approval of agreement for hiring of 5 MW Capacity DG between Electricity Department, Andaman & Nicobar Administration and M/s New Bharat Engineering, Navi Mumbai.

The Commission held hearing on 14.06.2013 and again scheduled pre- admission hearing on 22.07.2013 on request of representative of the petitioner.

The petitioner on 22.07.2013 filed application for Condonation of delay in filing Petition for approval of agreement for hiring of 5 MW Capacity DG set between Electricity Department, Andaman & Nicobar Administration and M/s New Bharat Engineering, Navi Mumbai under section 86 (1) of Electricity Act, 2003. The Commission held hearing on 22.07.2013 and on prayer of representative of the petitioner scheduled hearing on 22.08.2013.

The Commission on 21.08.2013 received an application/ petition from the petitioner stating that ED- A&N Administration is in process of preparation of draft affidavit cum- petition on the subject matter as per directions of the Commission in the order dated 22.07.2013. The preparation and finalization of affidavit and approval from competent authority may take more time. Therefore, it will be difficult for the petitioner to file affidavit and appear before the Commission on 22.08.2013. They prayed for 30 days time for preparing and submitting affidavit. They also prayed that the petition be scheduled for hearing on 7.10.2013 date already scheduled for hearing in petition no. 77/2012.

The Commission on 23.09.2013 received an affidavit/ application dated 21.09.2013 from the petitioner for seeking amendment of the petition. The Commission on 24.09.2013 allowed the

petition for amendment in the main petition and directed the petitioner to submit amended petition. The Commission on 3.10.2013 received request from the petitioner for seeking time for One Month for filing amended petition.

The representative of the petitioner also prayed for One Month time for filing amended petition. The Commission considered the request of the representative of the petitioner and acceded the same. The representative of the petitioner further submitted that ED- A&N has today filed two more petitions for approval of procurement of power by hiring DG sets. The Commission considered the submission and request of the representative of the petitioner and directed the petitioner to submit following information:-

1. How many DG sets are installed in territory of A&N Island by petitioner?
2. Proposal of installation of how many DG sets is under consideration of the petitioner?
3. How many DG sets are operational in territory of A&N Island?

The Commission directed the petitioner to submit the requisite information and amended petition on or before 8.11.2013.

Scheduled for hearing on 13.11.2013 at 11:00 AM.

07.10.2013

(S.K.Chaturvedi)

Member

Chairperson (Vacant)

- * Post of the Chairperson is vacant. As per proviso of Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 for review of its own orders "Coram is all Members". Whereas according to provisions of Section 93 of the Electricity Act, 2003 no act or proceedings of the appropriate Commission shall be questioned or invalidated merely on the ground of existence of any vacancy or defect in the Constitution of the appropriate Commission. So the Member only constitute a valid quorum.

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(Rajeev Amit)

Secretary