

No.62/ 2024 dated: 07-11-2024

TAMIL NADU ELECTRICITY REGULATORY COMMISSION**CAUSE LIST for 12-11-2024 (Forenoon)****(Court Sitting will be held through Virtual & Physical Mode)****Venue: Court Hall of the Commission****Time : 11.00 AM**

Sl. No	Case No.	Name of the Parties	Counsel / Party	Remarks
1	M.P.No.50 of 2024	Chief Engineer / Private Power Projects, Tamil Nadu Power Distribution Corporation Limited (TNPDC)	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Seeking approval for deviation from the guidelines and to float a short term tender for procurement of RTC and Peak Hour power from 01.02.2025 to 31.05.2025 and to publish Rfp in two tamil newspapers and two english national newspapers and upload the same in TNPDC website and other orders. For admission.
2	M.P.No.41 of 2024	M/s.Angalakshmi Spinning Mills Versus (i) CMD/TANGEDCO (ii) Chairman/TANTRANSCO (iii) SE/Coimbatore South (iv) SE/Tirunelveli EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To punish the respondents under section 142 of the Electricity Act, 2003 for non-compliance with directions issued by the Commission in its order dated 21.07.2020 in D.R.P.No.29 of 2013 and other orders. For counter.
3	M.P.No.42 of 2024	M/s.Shakthi Murugan Textiles Versus (i) CMD/TANGEDCO (ii) Chairman/TANTRANSCO (iii) SE/Tirunelveli EDC (iv) SE/Coimbatore EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To punish the respondents under section 142 of the Electricity Act, 2003 for non-compliance with directions issued by the Commission in its order dated 21.07.2020 in D.R.P.No.30 of 2013 and other orders. For counter.

4	M.P.No.43 of 2024	<p>M/s.The United Nilgiris Tea Estates Co. Limited Versus (i) The Secretary to Govt., Energy Dept., GoTN (ii) CMD/TANGEDCO (iii) Director / Generation (iv) CE/PPP, TANGEDCO (v) CE/NCES, TANGEDCO (vi) SE/Distribution, Ooty (vii) District Collector, Nilgiris District</p>	<p>Adv.C.S.Kiran Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To permit the petitioner to commence production and operate the 11 x 60 KW Mini Hydro Power Plant at its Korakundah Estate at Mulligoor Village, Kundah Taluk, Nilgiris District as a Captive Power Plant which was approved as per G.O.Ms.No.44 dated 03.09.2021 and consequently direct the TANGEDCO to execute Power Purchase Agreement with the petitioner and other orders. For counter.</p>
5	M.P.No.47 of 2024	<p>M/s.ITC Limited Vs (i) CMD/TANGEDCO (ii) Director / Finance (iii) SE/Tirunelveli EDC (iv) SE/Chennai EDC/North</p>	<p>M/s.S.Ramasubramaniam & Associates Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To punish the respondents under section 142 of the Electricity Act, 2003 read with Regulation 36 of the TNERC - Conduct of Business Regulations, 2004 for non-compliance of directions issued by the Commission in its order dated 17.08.2021 in D.R.P.No.18 of 2013 and other orders. For counter.</p>
6	<p>I.A.No.1 of 2024 in D.R.P.No.4 of 2024 & D.R.P.No.4 of 2024</p>	<p>M/s.SRG Apparels Versus (i) CMD/TANGEDCO (ii) CE/NCES, TANGEDCO (iii) SE/Udumalpet EDC (iv) SE/Trichy/Metro EDC (v) M/s.Apex Coco and Solar Energy Ltd</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 to R-4</p>	<p>To pass an order of Interim Stay of the 3rd Respondent's impugned demand notice dated 06.02.2024 and impugned CC bill dated 08.03.2024 and to quash the 3rd Respondent's impugned demand notice bearing letter dated 6.2.2024 and 8.3.2024 insofar as Sl.No.20 "Adjustment</p>

				<p>Charges' of Rs.26,02.888/- is concerned as illegal, arbitrary, without authority and against the scheme of OA which is guaranteed under the Electricity Act, 2003 and pass appropriate orders.</p> <p>For filing counter in I.A.No.1 of 2024.</p>
7	D.R.P.No.13 of 2024	<p>M/s.OPG Power Generation Pvt. Limited Versus (i) CMD / TANGEDCO (ii) CE/PPP, TANGEDCO</p>	<p>Adv.Rahul Balaji Adv.Richardson Wilson</p>	<p>To declare that the Environment Protection Amendment Rules Vide MoEF & CC Notifications dt.7.12.2015 & other dates, qualify as a Change in Law event, in terms of Article 10 of the TANGEDCO's PPA dt.12.12.2013 and allow the shutdown period required for installation and commissioning of NOx abatement system at the petitioner's generating station as Deemed Availability for payment of Capacity Charges amounting to Rs.10,09,12,320/- and other orders.</p> <p>For counter.</p>
8	D.R.P.No.18 of 2024	<p>M/s.OPG Power Generation Pvt. Limited Versus (i) CMD / TANGEDCO (ii) CE/PPP, TANGEDCO</p>	<p>Adv.Rahul Balaji Adv.Richardson Wilson</p>	<p>To grant in-principle approval of the total capital cost of Rs.14.16 crores to be incurred for installation of the Combustion / Modification / Process, including modification of existing burners to Low-Nox design and adoption of new Separated Over Fire</p>

				Air System for Unit-3 necessitated by compliance with the Change in Law event, i.e., revised emission control norms set by the MoEF&CC and other orders. For counter.
9	I.A.No.1 of 2024 & I.A.No.2 of 2024 in M.P.No.19 of 2023 & M.P.No.19 of 2023	Chief Financial Controller/Deposits & Documentation, TANGEDCO Versus i)M/s.Ind-Bharat Power Gencom Limited ii) Thiru.Rajesh Chilale, Resolution Professional of IBPGL & 174 Captives	Adv.Richardson Wilson M/s.Shree Law Services for R-1	To declare that M/s.Ind Bharat Powergencom Ltd has lost captive status for the financial year 2017-2018. For filing of counter affidavit by the petitioner in I.A.No.2 of 2024 filed by R-1.
10	D.R.P.No.19 of 2024	M/s.Apraava Renewable Energy Private Limited Vs (i) CMD/Tamil Nadu Power Distribution Corpn Ltd (ii) Director/Finance, TNPDC (iii) CE/NCES, TN Green Energy Corpn Ltd (TNGECL) (iv) SE/TNPDC/Theni EDC	Adv.Jafar Alam Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Declare and direct that the respondents are not entitled to the benefit of the EMI mechanism under the Electricity (LPS & Related matters) Rules, 2022 notified on 3.6.2022 and direct the respondent to make payment of the total outstanding amounts forthwith in lumpsum along with applicable late payment surcharge at the rate of 1% per month as per the Wind Energy Purchase Agreements totalling to Rs.63,07,02,079 as on 28.06.2024 and other orders. For counter.
11	D.R.P.No.20 of 2024	M/s.Apraava Wind Energy (Theni - Project-II) Private Limited Vs (i) CMD/Tamil Nadu Power Distribution Corpn Ltd (ii) Director/Finance,	Adv.Jafar Alam Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Declare and direct that the respondents are not entitled to the benefit of the EMI mechanism under the Electricity (LPS & Related matters) Rules, 2022 notified on

		TNPDCL (iii) CE/NCES, TN Green Energy Corpn Ltd (TNGECL) (iv) SE/TNPDCL/Theni EDC		3.6.2022 and direct the respondent to make payment of the total outstanding amounts forthwith in lumpsum along with applicable late payment surcharge at the rate of 1% per month as per the Wind Energy Purchase Agreements totalling to Rs.59,01,36,024 as on 28.06.2024 and other orders. For counter.
12	D.R.P.No.21 of 2024	(i) M/s.OPG Power Generation Pvt. Limited Versus (i) CMD / TNPDCL (ii) CE/PPP, TNPDCL (iii) SE/Chennai North EDC (iv) SLDC	Adv.Rahul Balaji Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To set aside the demand contained in letter dated 09.06.2021 issued by the 3rd Respondent deducting an amount of Rs.4,96,24,938/- for 'Excess amount paid in Tender No.7 in blockwise' and Rs.84,79,841/- for 'Excess interest paid till 31.1.2020' from the compensation charges payable to the petitioner and other orders. For counter.
13	I.A.No.1 of 2024 in D.R.P.No.22 of 2024 & D.R.P.No.22 of 2024	M/s.Space Textiles Pvt Limited Vs (i) CMD/TANGEDCO (ii) CE/NCES, TNGECL (iii) SE/Coimbatore EDC (iv) SE/Tirupur EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To pass an order of Interim Stay of the 3rd Respondent's impugned demand notice dated 13.06.2023 and the consequential impugned demand letter dated 17.08.2024 and CC bill dated 07.09.2024 issued by the 4th Respondent and to quash the 3rd Respondent's impugned demand notice dated

				<p>13.06.2023 and 17.08.2024 and CC bill dated 07.09.2024 issued by the 4th Respondent insofar as Serial No.21 (Adjustment charges) for a sum of Rs.22,55,145/- as illegal, arbitrary, without authority and contrary to the Energy Wheeling Agreements and other orders.</p> <p>For filing of counter affidavit in I.A. and main petition.</p>
14	<p>I.A.No.1 of 2024 in D.R.P.No.23 of 2024 and D.R.P.No.23 of 2024</p>	<p>M/s.SEPC Power Private Limited Versus Tamil Nadu Power Distribution Corporation Limited (TNPDC)</p>	<p>M/s.J.Sagar Associates Adv.Richardson Wilson</p>	<p>To grant leave to M/s.SEPC Power Pvt Limited to file a separate claim for unpaid fixed charges in view of submissions in this application and other orders and direct TNPDC to amend the Definition of "Gross Calorific Value provided under Clause-1 of Addendum No.3 in PPA and pass other orders.</p> <p>For filing counter affidavit in I.A. and main petition.</p>
15	<p>D.R.P.No.14 of 2023</p>	<p>M/s.Karthikeya Paper & Boards Limited Versus (i) CMD/TANGEDCO (ii) SE/Gobichettipalayam EDC</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To quash the 2nd respondent's impugned demand notice Lr.No.SE/GEDC/DFC/F. HT 108/F.DKT/D030/2017 dt.22.08.2017 and quash the same as illegal, arbitrary and without authority of law and contrary to the orders of the Commission.</p> <p>For reporting status on the pending matter before Hon'ble APTEL.</p>

16	D.R.P.No.15 of 2023	M/s.Karthikeya Paper & Mills Pvt. Limited Versus (i) CMD/TANGEDCO (ii) SE/Gobichettipalayam EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To quash the 2nd respondent's impugned demand notice Lr.No.SE/GEDC/DFC/F. HT 108/F.DKT/D032/2017 dt.22.08.2017 and quash the same as illegal, arbitrary and without authority of law and contrary to the orders of the Commission. For reporting status on the pending matter before Hon'ble APTEL.
17	D.R.P.No.16 of 2023	M/s.Karthikeya Paper & Mills Pvt. Limited Versus (i) CMD/TANGEDCO (ii) SE/Gobichettipalayam EDC	Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To quash the 2nd respondent's impugned demand notice Lr.No.SE/GEDC/DFC/F. HT 108/F.DKT/D031/2017 dt.22.08.2017 and quash the same as illegal, arbitrary and without authority of law and contrary to the orders of the Commission. For reporting status on the pending matter before Hon'ble APTEL.
18	I.A.No.1 of 2024 in D.R.P.No.12 of 2024 & D.R.P.No.12 of 2024	(i) M/s.Sun Terrace Energy One Pvt. Limited (ii) M/s.Netaji Apparel Park Versus (i) CMD / TANGEDCO (ii) TANTRANSCO (iii) SLDC (iv) CE/NCES, TANGEDCO (v) SE/Tiruppur EDC	M/s.Andrabi & Co Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To stay the operation of impugned show cause notices dated 16.08.2023, 17.4.2024 and 24.05.2024 issued by Respondent No.1 and declare that the adjustment of solar generation units amounting to Rs.1,44,53,880 provided by TANGEDCO during the period from 15.12.2022 to 31.05.2023 is valid, legal and correct and also direct the

				<p>respondents to provide adjustment of solar generation units amounting to Rs.26,87,884 injected into the Grid by petitioner No.1 during the month of June 2023 and other orders.</p> <p>For considering the memo filed by the petitioner.</p>
19	D.R.P.No.14 of 2013	<p>Sri Pathy papers and Board (P) Ltd., Versus 1) CFC, TANGEDCO 2) SE, Virudhunagar EDC</p>	<p>Adv. R.S.Pandiyaraj Adv. Richardson Wilson</p>	<p>To set aside the 2nd respondent impugned notice dated 11.8.2012 in the matter of alleged excess consumption in wind energy captive consumption. For arguments.</p>
20	D.R.P.No.15 of 2013	<p>Sri Pathy papers and Board (P) Ltd., Versus TANGEDCO & Ors.</p>	<p>Adv. R.S.Pandiyaraj Adv.Richardson Wilson</p>	<p>To set aside the 2nd respondent impugned notice dated 28.9.2012 in the matter of alleged excess consumption in wind energy captive consumption. For arguments.</p>
21	R.P.No.2 of 2013	<p>Spictex Cotton Mills (P) Ltd. Versus TANGEDCO</p>	<p>Adv. R.S.Pandiyaraj Adv.Richardson Wilson</p>	<p>To review the order dated 17.4.2013 in D.R.P.No.2 of 2012 in the matter of alleged excess consumption in wind energy captive consumption. For arguments.</p>
22	D.R.P.No.5 of 2021	<p>M/s.Arkey Energy (Rameswaram) Limited Versus (i) CMD/TANGEDCO Ltd (ii) CE/GTS, TANGEDCO (iii) SE/GTS, Ramnad Circle</p>	<p>Adv.Anirudh Krishnan Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Direct the respondents to pay a total sum of Rs.128 crores along with interest towards illegal deduction, compensation for deviation 15% of the contracted value, power supplied to the captive consumers, power supplied 10% over and delayed payment along with interest. For arguments.</p>

23	D.R.P.No.2 of 2023	<p>NLC India Limited Versus (i) CMD/TANGEDCO (ii) CE/NCES, TANGEDCO (iii) CE/Transmission (iv) CE/SLDC</p>	<p>HSB Advocates Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Direct the respondents to comply with the order of the Commission dt.5.4.2022 in M.P.No.1 of 2021 and to pay to the petitioner a sum of Rs.51,08,16,706/- for the period upto June 2022 as a compensation for issuing backing down instructions to Renewable Energy plants for reasons other than grid security.</p> <p>For arguments of the respondent.</p>
24	M.P.No.25 of 2023	<p>M/s.Vijay Velavan Spinning Mills Private Limited Versus (i) TANGEDCO (ii) SE/Palladam EDC</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Direct the Respondents, to revise the Energy Wheeling Agreement, by ordering to expunge the inconsistent portions of the Energy Wheeling Agreement as contained in page No.3 and Page No.10 in para 24 IV and further direct the Respondents, to execute a fresh Energy Wheeling Agreement in terms of Para 5.5.8 of the Order of the Hon'ble Commission, as contained in Order No.9 of 2020 dated 16.10.2020 and further direct the Respondents to accept the invoice of the petitioner.</p> <p>For arguments of the respondent.</p>

25	M.P.No.26 of 2023	<p>Naveen Cotton Mill Private Limited Versus (i) TANGEDCO (ii) SE/Tirunelveli EDC (iii)SE/ TANGEDCO</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan Adv.A.P.Venkatachalapathy</p>	<p>Direct the Respondents, to revise the Energy Wheeling Agreement, by ordering to expunge the inconsistent portions of the Energy Wheeling Agreement as contained in page No.6 Clause 21 and further direct the Respondents, to execute a fresh Energy Wheeling Agreement in terms of Para 5.5.8 of the Order of the Hon'ble Commission, as contained in Order No.9 of 2020 dated 16.10.2020 and further direct the Respondents to accept the invoices of the petitioner.</p> <p>For arguments of the respondent.</p>
26	D.R.P.No.6 of 2024	<p>M/s.Shri Harikrishna Cotton Mills Pvt. Limited Versus (i) CE/NCES, TANGEDCO (ii) SE/Dindigul EDC (iii) SE/Palladam EDC</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Direct the respondents to revise the EWA by ordering to expunge the inconsistent portions of the EWA and further direct the respondents to execute a fresh EWA in terms of Para 5.5.8 of the order of the Commission.</p> <p>For arguments of the respondent.</p>
27	<p>I.A.No.1 of 2024 to I.A.No.3 of 2024 in D.R.P.No.11 of 2024 and D.R.P.No.11 of 2024</p>	<p>M/s.Reconnect Energy Solutions Limited Versus (i) CMD / TANGEDCO (ii) CE/GO, SLDC</p>	<p>Adv.R.S.Pandiyaraj Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To quash the 2nd Respondent's impugned notice bearing letter dated 18.06.2024 and 25.06.2024 as illegal, arbitrary, without authority and against the TNERC (Forecasting,</p>

				<p>scheduling and Deviation Settlement and related matters for Wind and Solar Generation) Regulations, 2024 and consequently direct the 2nd Respondent to register the petitioner as 'Solar State Level QCA' for Tamil Nadu as per Regulations 5.1 of the Regulation and other orders.</p> <p>For arguments on I.A.No.1, 2 & 3 of 2024 and main petition as a last chance.</p>
28	<p>I.A.No.1 of 2024 & I.A.No.2 of 2024 in L.P.No.1 of 2024 and L.P.No.1 of 2024</p>	<p>Union of India Military Engineer Services (MES) Air Force Tambaram Rep. through its Garrison Engineer Versus (i) CMD/TANGEDCO (ii) Director / Distribution (iii) Director /Operation (iv) CFC/Regulatory Cell (v) CE/Opn., SLDC (vi) SE/OA & Co-Ordination, SLDC</p>	<p>M/s.P.V.S. Giridhar Associates Adv.Richardson Wilson</p>	<p>To pass appropriate orders for handing over of connected Assets to MES created from Defence Funds at Thanjavur Air Force Station and Tambaram Air Force Station area to establish direct grid connectivity being Deemed Licensee to enable MES to operate as Deemed distribution Licensee in Tamil Nadu State and to purchase power directly from generators and to permit MES to source power from TANGEDCO at the rate of State Average Power purchase cost in line with the order issued by KERC dated 21.04.2023 till conclusion of PPA Generators and other orders.</p> <p>For arguments in I.A.No.2 of 2024.</p>

29	M.P.No.9 of 2024	<p>M/s.Fortune Integrated Assets Finance Limited (Formerly Wind Construction Ltd)</p> <p>Versus</p> <p>(i) CMD/TANGEDCO (ii) Director / Finance (iii) SE/Solar Energy/NCES</p>	<p>Adv.Rahul Balaji</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>To impose penalty upon the respondents in accordance with section 142 of the Electricity Act, 2003 for non-compliance of the orders of the Commission dated 12.04.2022 in D.R.P.No.16 of 2021 and R.P.No.5 of 2022 dated 13.07.2023, and consequently direct the respondents to make payments of the entire sum as directed in the said orders.</p> <p>For arguments.</p>
30	M.P.No.18 of 2024	<p>M/s.Amarjothi Spinning Mills Ltd</p> <p>Versus</p> <p>(i) CMD/TANGEDCO (ii) Director / Finance (iii) SE/Theni EDC</p>	<p>Adv.R.S.Pandiyaraj</p> <p>Adv.N.Kumanan & Adv.A.P.Venkatachalapathy</p>	<p>Punish the respondents under section 142 of the Electricity Act, 2003 for non-compliance of directions issued by the Commission in its order dated 23.01.2024 and 12.03.2024 in D.R.P.No.18 of 2021.</p> <p>For arguments.</p>

(By order of the Commission)

Secretary
Tamil Nadu Electricity
Regulatory Commission