

No.76 / 2023 dated: 19-01-2024

**TAMIL NADU ELECTRICITY REGULATORY COMMISSION****CAUSE LIST for 23-01-2024 (Tuesday)****Venue: Court Hall of the Commission****Time : 11.00 AM**

S. No	Case No.	Name of the Parties	Counsel / Party	Remarks
1	M.P.No.1 of 2024	CE/PPP, TANGEDCO	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To approve and ratify for the power dispatched from M/s.Coastal Energen Pvt Ltd from 11.4.2023, M/s.IL & FS from 14.04.2023 and M/s.OPG from 30.5.2023 till 30.11.2023 and also to approve the quantum of procurement of power from 01.12.2023 till 30.06.2024 under pass through basis as per the MoP guidelines dated 20.2.2023 and subsequent directives.  For admission.
2	M.P.No.2 of 2024	G.Kiran Kumar  Versus (1) SE/Chengalpattu EDC (2) EE/O&M, Maduranthagam (3) DFC/Chengalpattu EDC	M/s.Stephen & Stephen Advocates Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To invoke section 142 of the Electricity Act, 2003 for non-compliance of the orders of CGRF No.11 of 2023 dated 7.7.2023 of Chengalpattu Electricity Distribution Circle.  For admission.
3	M.P.No.3 of 2024	CFC/Revenue, TANGEDCO	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To waive the belated payment surcharge amounting to Rs.137.13 crores as on 31.03.2023 in respect of all local bodies on payment of 50% of the outstanding dues by them.  For admission.

4	M.P.No.43 of 2023	CE/PPP, TANGEDCO	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To accord approval to float a medium term tender under FOO guidelines with the deviations proposed in the Bidding Documents for procurement of 1000 MW power during peak hours (18-24 hrs) from Thermal power generating stations for the period from 01.03.2024 to 28.02.2029. For informing the progress in undertaking Resource Adequacy Study and for admission.
5	M.P.No.30 of 2022	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Raj Hair International Pvt. Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv.Ajay Francis Inigo Loyola	To declare that the respondent is not a Captive Generating Plant for the FY 2014-2015. For counter.
6	M.P.No.34 of 2023	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Aniruth Green India Pvt. Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv.R.S.Pandiyaraj	To declare that the petitioner lost Captive Status for the Fys 2017-2018 & 2018-2019. For counter.
7	M.P.No.35 of 2023	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Ariya Plastics	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv.R.S.Pandiyaraj	To declare that the petitioner lost Captive Status for the FY 2021-2022. For counter.
8	M.P.No.36 of 2023	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Aadhav Green Power Pvt Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv.R.S.Pandiyaraj	To declare that the petitioner lost Captive Status for the FY 2015-2016. For counter.
9	M.P.No.37 of 2023	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Rathnakala Power Generation Pvt Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy Adv.R.S.Pandiyaraj	To declare that the petitioner lost Captive Status for the FY 2018-2019. For counter.

10	M.P.No.19 of 2022	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Amaravathi Textiles	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.R.S.Pandiyaraj	To declare that the respondent is not a Captive Generating Plant for the FYs 2014-2015, 2015-2016 and 2016-2017. For rejoinder.
11	M.P.No.23 of 2022	CFC/Deposits & Documentation, TANGEDCO  Versus M/s.Bull Machines Pvt. Ltd	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.R.S.Pandiyaraj	To declare that the respondent is not a Captive Generating Plant for the FY 2014-2015 and 2015-2016. For rejoinder.
12	M.P.No.27 of 2022	CFC/Deposits & Documentation, TANGEDCO  Versus M/s.Ashok Granites Ltd	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.R.S.Pandiyaraj	To declare that the respondent is not a Captive Generating Plant for the FYs 2015-2016, 2016-17 and 2017-2018. For rejoinder.
13	M.P.No.28 of 2022	CFC/Deposits & Documentation, TANGEDCO Versus M/s.Sri Vengadeshwara Spinners	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.R.S.Pandiyaraj	To declare that the respondent is not a Captive Generating Plant for the FYs 2018-2019 and 2019-2020. For rejoinder.
14	M.P.No.29 of 2022	CFC/Deposits & Documentation, TANGEDCO Versus M/s.The KTM Jewellery Ltd	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.R.S.Pandiyaraj	To declare that the respondent is not a Captive Generating Plant for the FY 2016-2017. For rejoinder.
15	M.P.No.20 of 2023	CFC/D&D, TANGEDCO Versus M/s.MMS Steel & Power Pvt Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.Rahul Balaji	To declare that M/s.MMS Steel and Power Pvt Limited has lost captive status for the financial years 2014-2015 & 2015-2016. For rejoinder.
16	M.P.No.26 of 2023	Naveen Cotton Mill Private Limited Versus (i) TANGEDCO (ii) SE/Tirunelveli EDC (iii)SE/ TANGEDCO	Adv.R.S.Pandiyaraj  Adv.N.Kumanan Adv.A.P.Venkatachalapathy	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. For rejoinder.
17	D.R.P.No.9 of 2023	M/s.OPG Power Generation Pvt. Limited Versus CMD/TANGEDCO	Adv.Rahul Balaji  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To declare that the 'change in law' events in terms of Article 10 of the PPA dated 12.12.2013 and consequently direct the respondents to pay the difference amount totalling to Rs.4,55,83,235/- being the amounts disputed by TANGEDCO towards financial impact of change in law events, for the period from 01.04.2020 to 31.03.2022. For rejoinder.
<b>Batch cases - In the matter of levy of penalty on alleged excess drawal of power – For filing rejoinder by TANGEDCO as a last chance</b>				
18	T.A.No.1 of 2022	M/s.Sundaram Clayton Limited Versus (i) CMD/TANGEDCO (ii) SE/CEDC/West (iii) Arkay Energy (Rameswaram) Limited	M/s.Sarvabhauman Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 & R-2 Adv.Mahasweta for R-3	W.P.No.25357 of 2010 trd. by Hon'ble High Court of Madras in the matter of levy of penalty on alleged excess drawal of power.
19	T.A.No.2 of 2022	M/s.Sundaram Clayton Limited Versus (i) CMD/TANGEDCO (ii) SE/CEDC/West (iii) Arkay Energy (Rameswaram) Limited	M/s.Sarvabhauman Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 & R-2 Adv.Mahasweta for R-3	W.P.No.25245 of 2010 trd. by Hon'ble High Court of Madras in the matter of levy of penalty on alleged excess drawal of power.

20	T.A.No.3 of 2022	M/s.Sundaram Clayton Limited Versus (i) CMD/TANGEDCO (ii) SE/Dharmapuri EDC (iii) Arkay Energy (Rameswaram) Ltd	M/s.Sarvabhauman Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 & R-2 Adv.Mahasweta for R-3	W.P.No.25246 of 2010 trd. by Hon'ble High Court of Madras in the matter of levy of penalty on alleged excess drawal of power.
21	T.A.No.4 of 2022	M/s.Lucas TVS Limited Versus (i) Chairman / TANGEDCO (ii) SE/Chennai EDC/West (iii) Arkay Energy (Rameswaram) Limited	M/s.Sarvabhauman Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 & R-2 Adv.Mahasweta for R-3	W.P.No.25247 of 2010 trd. by Hon'ble High Court of Madras in the matter of levy of penalty on alleged excess drawal of power.
22	T.A.No.5 of 2022	M/s.Sundaram Fasteners Limited Versus (i) Chairman / TANGEDCO (ii) SE/CEDC/West (iii) Arkay Energy (Rameswaram) Limited	M/s.Sarvabhauman Associates  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy for R-1 & R-2 Adv.Mahasweta for R-3	W.P.No.25248 of 2010 trd. by Hon'ble High Court of Madras in the matter of levying penalty on alleged excess drawal of power.
23	M.P.No.21 of 2023	CFC/D&D, TANGEDCO Versus  M/s.OPG Energy Pvt. Limited	Adv.N.Kumanan & Adv.A.P.Venkatachalapathy  Adv.Rahul Balaji	To declare that M/s.OPG Energy Pvt Limited has lost captive status for the financial years 2019-2020, 2020-2021 & 2021-2022.  For Rejoinder.
24	M.P.No.28 of 2023	M/s.Techno Electric & Engg. Co. Limited Versus (i) CMD/TANGEDCO (ii) CFC/General	Adv.Rahul Balaji  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To issue an order of interim stay of the impugned letter No.CFC/REV/FC/REV/A O/H/F.APPC/D.No.291/2022 dt.01.04.2022 capping the APPC for the FY 2021-22 at Rs.2.017 per unit and all proceedings pursuant and consequent thereto in order that the full APPC price and exercise Regulatory power and call for the records comprised in the impugned Letter dated 01.04.2022 capping the APPC rate for the FY 2021-22 at

				Rs.2.017 per unit and quash the same as being illegal and without authority of law and strictly comply with the regulations and directives fixing the APPC by this Commission. For rejoinder.
25	I.A.No.2 of 2023 in D.R.P.No.18 of 2021	M/s. Amarjothi Spinning Mills Limited Versus (i) CMD/TANGEDCO (ii) Director /Finance (iii) SE/Theni EDC	Adv.R.S.Pandiyaraj  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct the respondents to forthwith make payment of a sum of Rs.47,83,750/- being the sum due and payable to the petitioner against delayed payments made by TANGEDCO for power supplied. For further hearing.
26	D.R.P.No.12 of 2022	The Tata Power Co. Limited Versus i) CMD/TANGEDCO ii) CE/NCES, TANGEDCO iii) SE/Udumalpet EDC	SKV Law Offices  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	Direct the respondents to make payment of Rs.53.72 crores in favour of the petitioner as the differential amount including interest for wrongfully fixing the rate at 75% of the preferential tariff rates even for the years where the APPC rates did not breach the preferential tariff rates. For arguments as a last chance.
27	D.R.P.No.5 of 2023	Solitaire BTN Solar Private Limited Versus (i) TANGEDCO (ii) SLDC (iii) TANTRANSCO	SKV Law Offices  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To issue directions treating the loss of generation of 1985.52 MUs as computed from April 2020 till January 2022 on account of curtailment of power as deemed generation and to direct TANGEDCO to make payments of Rs.2,46,44,455 along with carrying cost of Rs.82,38,300. For arguments.

28	M.P.No.15 of 2023	M/s.Khivraj Motors Pvt. Limited Versus i) TANGEDCO Ltd ii) CFC/General iii) MNRE	Adv.Rahul Balaji  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To exercise regulatory powers in furtherance of the judgement of APTEL in APL No.195 of 2018 dt.28.1.2021 with regard to banking and the recommendations made by the 3rd respondent vide O.M.F.No.283/25/2020-GRID Solar dt.16.4.2020 and direct rollover of banked electricity from OA Renewable Wind Energy Generating plants of the petitioner under Captive Category of FY 2020-21 and FY 2021-22 to FY 2022-23 and FY 2023-24 and set out the manner and methodology for its implementation and pass such further or other orders.  For arguments.
29	I.A.No.2 of 2023 & M.P.No.29 of 2023	M/s.Annamalai University Versus (i) CMD/TANGEDCO (ii) SE/Cuddalore EDC (iii) CFC/Regulatory Cell	Adv.S.Sivasubramani  Adv.N.Kumanan & Adv.A.P.Venkatachalapathy	To set aside the impugned communication dated 24.8.2004 bearing Lr.No.SE/CEDC/CUD /AO/R/Audit-03-04/95/A4/2004 and to classify the HTSC 95 under Tariff-IIA for Educational Institutions instead of Commercial Tariff. For arguments on the I.A. filed by the petitioner.

(By order of the Commission)

Secretary  
Tamil Nadu Electricity  
Regulatory Commission