
**BEFORE THE HON'BLE KARNATAKA ELECTRICITY REGULATORY COMMISSION
No.16C-1, Miller Tank Bed Area, Vasanth Nagar, Bengaluru -560 052**

Dated: 30th July 2019

Present:

Sri Shambhu Dayal Meena .. Chairman
Sri H.M.Manjunatha .. Member
Sri M.D.Ravi .. Member

OP No.71/2018

Between:

Maris Power Supply Company Pvt. Ltd.,
No.11, Cathedral Road
Chennai – 600 086

(Represented by Sri. M.S.Raghavendra Prasad Advocate)

.. PETITIONER

And:

Hubli Electricity Supply Company Ltd.,
Corporate Office, Navanagar, P.B.Road
Hubballi – 580 025

(Represented by Sri. Shahbaaz Hussain, Advocate)

... RESPONDENT

ORDERS

1. This is a petition filed under Section 86 read with Section 129 of the Electricity Act, 2003 praying for payment of interest of Rs. 41,98,095/- for delayed payment of tariff invoices by the Respondent during the period from March 2016 to March 2018.
2. The Petitioner has alleged that the Respondent has not made payments for energy supplied from its 8 MW wind project within the time prescribed in the PPA dated 29.03.2014/SPPA dated 18.03.2015. It is also alleged that Respondent has failed to pay interest for the delayed payment of tariff invoices during the period from March 2016 to March 2018 totalling to Rs.41,98,095/-.

3. Upon issuance of Notice, the Respondent appeared through its Counsel and filed Statement of Objections. The Respondent, in the Statement of Objections, has admitted that there was delay in payment of invoices due to shortage of funds but the same was not intentional. The Respondent has also submitted that the interest as per terms of the PPA will be paid subject to reconciliation of accounts.
4. During the hearing of the petition on 23.07.2019, the Counsel for the Respondent filed a memo along with a statement showing computation of interest payable as per the terms of the PPA, from March 2016 to March 2018, totalling to Rs. 41,76,859/-. The Counsel for petitioner also filed a memo stating that the petitioner is agreeable to the computation of interest as per the memo filed by the Respondent. The memo filed by both parties are taken on record. As the petitioner has agreed to the computation of interest as per memo of the Respondent, the following Order is passed:

The Respondent shall pay Rs. 41,76,859/- towards interest for delayed payment of tariff invoices during the period from March 2016 to March 2018 within a period of one month from the date of this order, in full satisfaction of the claim made in this petition.

The Petition stands disposed of accordingly.

Sd/-
(SHAMBHU DAYAL MEENA)
CHAIRMAN

Sd/-
(H.M. MANJUNATHA)
MEMBER

Sd/-
(M.D. RAVI)
MEMBER