

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

**Sub:In the matter of directions by Hon'ble APTEL vide order dated 12.04.2019
in Appeal No. 107 of 2018 in respect of Review petition no. 21 of 2017**

Daily Order

(Hearing through Video Conferencing)

Date of hearing: 09.11.2021

Date of order: **10.11.2021**

M/s S D Bansal Iron and Steel Private Limited, Bhopal : Petitioner

Vs.

1. M. P. Power Management Co. Ltd. (MPPMCL) : Respondents

2. M.P. Madhya Kshetra Vidyut Vitaran Co. Ltd.

And

3. M/s Venus Alloys Pvt. Ltd, Mandasaur : Interveners

4. M/s Rathi Iron & Steel Industries, Indore

Shri Ayush Bajpai, Advocate appeared on behalf of the Petitioner. Shri Manoj Dubey, Advocate appeared on behalf of M.P. Power Management Co. Ltd. Shri A.K. Jatav, CGM appeared on behalf of Central Discom. Shri Pradeep Aggarwal, Advocate, appeared on behalf of interveners.

- 1 At the hearing held on 05.10.2021, the Commission heard the submissions made by the parties and vide daily order dated 06.10.2021 directed the parties to file their written submissions within two weeks so as to further proceed in the matter. The parties were specifically asked to furnish latest status in the matter (Civil appeal No. 4542 of 2019 & IA) before the Hon'ble Supreme Court.
- 2 At the hearing held on 09.11.2021, the Ld. Counsel for Petitioner has filed the written submission and stated that Hon'ble Supreme Court has not granted any stay on operation /execution of the APTEL's order dated 12.04.2019 in Appeal no. 107/2018 and therefore, the Commission may proceed to comply with the directions of the APTEL and pass an appropriate order in the matter.
- 3 In response, Ld. Counsels for Respondents and Interveners informed the Commission that petitioner has not served the copy of his written

submission to them till date and therefore, they are unable to submit their written submissions in the matter. Ld. Counsels for Respondents and Interveners sought the next date of hearing in the matter. Ld. Counsel for Interveners further mentioned that the Hon'ble Supreme Court (in Civil appeal no. 4542 of 2019 & IA for stay application filed by Respondents) had heard the matter on 01.07.2019 & 27.08.2020 and directed to issue notice on the appeal and stay application to all the Respondents including this Commission.

- 4 Considering the request made by the parties, the Commission directed the petitioner to serve the copy of its reply to Respondents and Interveners within three days. The Respondents and Interveners are directed to file their response on the reply of petitioner within one week thereafter. A copy of their response be served to the petitioner simultaneously. The case is fixed for hearing on 23.11.2021.

(Shashi Bhushan Pathak)
Member (Law)

(Mukul Dhariwal)
Member

(S.P.S. Parihar)
Chairman