

# TELANGANA STATE ELECTRICITY REGULATORY COMMISSION

5<sup>th</sup> Floor, Singareni Bhavan, Red Hills, Lakdi-ka-pul, Hyderabad 500 004

I. A. No. 55 of 2022 in R. P. (SR) No. 65 of 2022 in I. A. No. 10 of 2002 in O. P. No. 29-33 of 2002

Dated 17.11.2022

### Present

Sri T. Sriranga Rao, Chairman Sri M. D. Manohar Raju, Member (Technical) Sri Bandaru Krishnaiah, Member (Finance)

#### Between:

M/s Telangana Ferro Alloys Producers Association, Road No.1, Banjara Hills, Hyderabad.

.. Review Petitioner

## AND

- 1. Southern Power Distribution Company of Telangana Limited, Mint Compound, # 6-1-50, Corporate Office, Hyderabad, Telangana State 500 063.
- Northern Power Distribution Company of Telangana Limited,
   Corporate Office, H.No.2-5-31/2, Vidyut Bhavan,
   Nakkalgutta, Warangal 506 001.

  ... Respectively.

... Respondents

The application filed by the review petitioner having been taken on file and having stood over for consideration to this day, the Commission passed the following:

# **ORDER**

M/s Telangana Ferro Alloys Producers Association (review petitioner) has filed a review petition under section 94(1)(f) of the Electricity Act, 2003 (Act, 2003) seeking review of the order dated 23.03.2022 passed in I. A. No. 10 of 2002 in O. P. Nos. 29-33 of 2002.

- 2. The matter has been taken up for hearing in respect of maintainability of the review petition. On the date of hearing i.e., on 25.08.2022, the proceedings recorded are extracted below:
  - "..... The counsel for review petitioner stated that the review petition is filed for review of the order dated 23.03.2022 in I.A.No.10 of 2002 in O.P.Nos.29-33 of 2002. The Commission having seen the prayer in the review petition, sought to know from the counsel for petitioner as to how and under which rule the Commission is empowered to undertake the review of the order passed by the erstwhile APERC in the said application about 20 years ago as also there is no order in the application on the said date mentioned by the review petitioner from the Commission. The counsel for review petitioner stated that he is seeking review of the order dated 23.03.2022 passed by this Commission. But the Commission required the counsel for petitioner to verify and state as to which of the orders, the review petitioner is seeking review of. The counsel for petitioner sought time for giving clarification and making submissions in the review petition. Accordingly, the same is adjourned."

Further, the matter was again taken up for hearing on 05.09.2022, the proceedings thereof are extracted below:

- "... The Commission having noticed that the petitioner has filed an interlocutory application for amending the prayer in the review petition, considered it appropriate to take a decision on the said application and accordingly, the matter is reserved on the said aspect."
- 3. As noticed at the time of hearing, the review petitioner has stated in the Interlocutory Application as below:
  - a. It is stated that at the time of filing of the review petition SR No 65 of 2022, the review petitioner herein in the prayer sought for the following:
    - "... to review the tariff order dated 23.03.2022 passed in I.A.No.10 of 2022 in O.P.No.29-33 of 2002. ... ... "
  - c. It is stated that the prayer is "proposed to be amended as given below:

    "Hence, it is prayed that the Commission may be pleased to review the
    tariff order dated 23.03.2022 passed in O.P.Nos.58 and 59 of 2021. ..."

4. The Commission, having perused the record and having noticed the application for amendment in the above said review petition through this interlocutory application, is inclined to allow the application. Accordingly, the interlocutory application stands allowed and the prayer in the review petition stands amended as prayed for.

This order is corrected and signed on this the 17th day of November, 2022.

Sd/- Sd/- Sd/- Sd/- (BANDARU KRISHNAIAH) (M. D. MANOHAR RAJU) (T. SRIRANGA RAO) MEMBER MEMBER CHAIRMAN

