

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION
BANGALORE**

Dated this 30TH DAY OF NOVEMBER 2006

- | | | | |
|----|---------------------|----|----------|
| 1. | Shri K.P.Pandey | .. | Chairman |
| 2. | Shri H.S.Subramanya | .. | Member |
| 3. | Shri S.D.Ukkali | .. | Member |

Case No.OP 23 / 2005

Between:

M/s.Nuziveedu Seeds Limited,
7C, "Surya Towers",
Sardar Patel Road,
SECUNDERABAD(AP)-500003

.. **Petitioner**

And

The Managing Director
Karnataka Power Transmission Corporation Limited
Cauvery Bhavan,
Bangalore-560009

.. **Respondent**

The Petitioner company had set up a wind power project with a capacity of 6.75 MW and had commissioned the said project in two stages i.e. on 31.03.2001 for 3.75 MW and on 27.03.2003 for the remaining 3 MW. It had entered into a PPA with KPTCL on 29.10.2001. Subsequently, dispute arose between the parties regarding non-payment of tariff charges of Rs.2,27,12,933.00 as per the terms of the PPA dated 29.10.2001.

Both the parties were heard on the dispute raised by the Petitioner.

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In the course of the hearing, the parties have filed a Joint Memo stating the following:

JOINT MEMO

"Both the parties have discussed and have agreed to the following:

1. The tariff freezed at Rs.3.32 per unit with effect from 1.4.2003 will be taken away from the date of freezing and with effect from 1.4.2003 at the rate, Base Tariff of Rs.3.32 for the year 2002-03 plus 2% escalation non-cumulatively every year.
2. To the extent as agreed above, the PPA shall stand modified and continue unaltered in all other aspects.

The above may kindly be recorded and the Petition may please be disposed off in terms of the same."

The Petition is accordingly disposed off in terms of the above Joint Memo and the parties are directed to give effect to the agreement entered into between them.

Sd/-
(K.P.Pandey)
Chairman

Sd/-
(H.S.Subramanya)
Member

Sd/-
(S.D.Ukkali)
Member