

No.N/24/09

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION
BANGALORE**

Dated this 11th December 2009

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|----------------------------|----------|
| 1. Sri K.P. Pandey | Chairman |
| 2. Sri Vishvanath Hiremath | Member |
| 3. Sri K. Srinivasa Rao | Member |

Case No. OP 15/2009

Between

M/s. Sathavahana Ispat Limited
314, Ramakrishna Towers, Nagarjuna Nagar
HYDERABAD – 500 073
(Represented by its Advocate Sri Sridhar Prabhu)

.... **Petitioner**

And

1. The Principal Secretary to Government
Energy Department, Vikasa Soudha
BANGALORE – 560 001

2. Managing Director
G E S C O M, Station Road
GULBARGA – 585 102

3. Chief Engineer
State Load Despatch Centre
28, Race Course Road
BANGALORE – 560 001

4. Managing Director
KPTCL, Kaveri Bhavan
BANGALORE – 560 009
(Represented by its Advocate Sri Sriranga)

.... **Respondents**

1. The petitioner in this petition is seeking a payment of Rs.7.75 per unit for the electricity supplied to the respondents from 1st April 2009 till the date of GO No. EN 540 NCE 2008, Bangalore dated 30.12.2008 was in force.

2. According to the petitioner it has supplied electricity pursuant to the GO No. EN 540 NCE 2008, Bangalore dated 30.12.2008 and the respondent have not paid any charges from March onwards.
3. Respondents though appeared through their counsel have not filed any statement of objections on their behalf.
4. The only point that arises for consideration in this petition is what is the rate at which the petitioner is entitled to be paid by the respondents during the period in which it was compelled to supply power to the respondent pursuant to the GO referred to above.
5. In our considered view, the above point is fully covered by the Orders of this Commission made on 30.7.2009 in OP No.24/2008 and this petition has to be disposed of in terms of the same.
6. The Commission in the said order after considering the scope of Section 11 of Electricity Act, 2003 and other relevant factors has directed the respondents to pay @ Rs.6.50 per unit for the electricity supplied. Duly following the said order and for the same reasons stated therein we allow this petition and direct the respondents to pay to the petitioner @ Rs.6.50 per unit for the electricity supplied during the period in which the GO was referred to above was in force.

Sd/-
(K.P. PANDEY)
CHAIRMAN

Sd/-
(VISHVANATH HIREMATH)
MEMBER

Sd/-
(K. SRINIVASA RAO)
MEMBER