

OP 52/2009

No.N/65/09

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION  
BANGALORE**

**Dated this 29<sup>th</sup> July 2010**

- |                               |          |
|-------------------------------|----------|
| 1. Sri M.R. Sreenivasa Murthy | Chairman |
| 2. Sri Vishvanath Hiremath    | Member   |
| 3. Sri K. Srinivasa Rao       | Member   |

**Case No. OP 52/2009**

**Between**

M/s Renewable Energy Developers  
Association of Karnataka (REDAK)  
No.48, Lavelle Road  
BANGALORE – 560 001  
(Represented by its Advocate Sri Shridhara Prabhu) ... Petitioner

**And**

The Managing Director  
Karnataka Power Transmission Corporation Limited  
Kaveri Bhavan, Kempegowda Road  
BANGALORE – 560 009  
(Represented by its Advocate Sri Sriranga) ... Respondent

1. In this petition, the petitioner Association has challenged levy of Network Augmentation Charges of the respondent Karnataka Power Transmission Corporation Limited on its members.

2. The respondent counsel has raised a preliminary objection on maintainability of the petition by the petitioner Association as it does not own any generating station so as to raise the dispute under Section 86(1)(f) of the Electricity Act, 2003.

3. Today we have disposed of petitions filed by individual generators in OP Nos. 02/2010, 09/2010 & 10/2010, wherein we have held that the demand and collection of Network Augmentation Charges is valid, etc.

4. In view of the orders passed in the individual petitions of the generators on the very merit of the demand and collection of Network Augmentation Charges this petition stands disposed of in the same terms. The preliminary objection regarding maintainability of the petition by the petitioner Association is left open to be decided in an appropriate case.

5. Accordingly this petition stands disposed of.

Sd/-

(M.R. SREENIVASA MURTHY)  
CHAIRMAN

Sd/-

(VISHVANATH HIREMATH)  
MEMBER

Sd/-

(K. SRINIVASA RAO)  
MEMBER