



सत्यमेव जयते



**ORDER**  
**OF THE**  
**WEST BENGAL ELECTRICITY REGULATORY COMMISSION**  
**In Case No. PPA-87/18-19**  
**IN THE MATTER OF**

PETITION SUBMITTED BY CESC LIMITED FOR APPROVAL OF POWER PURCHASE AGREEMENT BETWEEN CESC LIMITED AND HALDIA ENERGY LIMITED UNDER SECTION 86 (1)(A) AND SECTION 86 (1)(B) OF THE ELECTRICITY ACT, 2003 AND REGULATIONS FRAMED THEREUNDER

**PRESENT:**

**SRI SUTIRTHA BHATTACHARYA, CHAIRPERSON**

**SRI DURGADAS GOSWAMI, MEMBER**

**SRI PULAK KUMAR TEWARI, MEMBER**

DATE: 27.05.2020



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Order of the West Bengal Electricity Regulatory Commission on the petition submitted by CESC Limited for approval of Power Purchase Agreement between CESC Limited and Haldia Energy Limited Under Section 86 (1)(a) and Section 86 (1)(b) of the Electricity Act, 2003 and Regulations framed thereunder

**ORDER**

- 1.0 CESC Limited submitted one petition on 19 April, 2018 seeking approval of the Power Purchase Agreement (PPA) dated 16 April, 2018 entered between CESC Ltd. and Haldia Energy Limited in view of the order passed by the National Company Law Tribunal, Kolkata (NCLT) on 28 March, 2018 in the matter of approval of scheme of arrangement submitted by CESC Limited before the NCLT for restructuring their business and that of nine of their subsidiaries.
- 2.0 Vide petition dated 05 February, 2020 CESC Limited has now submitted that in view of the decision taken in the Board of the Company in the meeting held on 14 November, 2019, CESC Limited does not seek to pursue the said petition and prays before the Commission to permit them to withdraw the petition submitted on 19 April, 2018 in exercise of its inherent powers under Regulation 3.10 of the West Bengal Electricity Regulatory Commission (Conduct of Business) Regulations, 2013 read with Order XXIII Rule 1 (1) of the Code of Civil Procedure, 1908.
- 3.0 Commission has noted the content of the prayer of CESC Limited vide their petition dated 05 February, 2020. The petition of CESC Limited dated 19 April, 2018 is thus dismissed. The matter is disposed of.
- 4.0 Let a copy of the order be served upon CESC Limited.

*sdt*  
(Pulak Kumar Tewari)  
Member

*sdt*  
(Durgadas Goswami)  
Member

*sdt*  
(Sutirtha Bhattacharya)  
Chairperson

Dated : 27.05.2020



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*(T. K. Mukherjee)*  
Secretary