



**ORDER  
OF THE  
WEST BENGAL ELECTRICITY REGULATORY COMMISSION**

**IN RE DIRECTION GIVEN BY THE GOVERNMENT OF WEST  
BENGAL UNDER SECTION 108 READ WITH SECTION 65 OF THE  
ELECTRICITY ACT, 2003 IN THE MATTER OF TARIFF ORDER  
DATED 28.07.2009 PASSED BY THE COMMISSION FOR THE YEAR  
2009 – 2010 IN RESPECT OF THE DURGAPUR PROJECTS LIMITED IN  
CASE NO TP- 38 / 08 - 09**

**PRESENT:  
SRI PRASADRANJAN RAY, CHAIRPERSON  
PURNENDU GUPTA, MEMBER**

**DATE: 26.04.2010**

**Direction given by the Government of West Bengal under section 108 read with section 65 of the Electricity Act, 2003 in the matter of Tariff Order dated 28.07.2009 passed by the Commission for the year 2009 – 2010 in respect of The Durgapur Projects Limited in Case No TP- 38/ 08 – 09**

Noting by Office or Advocate	Sl. No.	Date	Office notes, reports orders or proceedings with signature
	1.	26.04.2010	<p>1.0 Seen the Order No. 96-Power/II/1B-28/2009(Pt.) dated 20.04.2010 issued in continuation of Order No. 168-Power/II/1B-28/2009 dated 12. 08. 2009 and subsequent Order No. 31-Power/II/1B-28/2009 dated 02.02.2010, of the Department of Power &amp; Non-Conventional Energy Sources, Government of West Bengal (hereinafter referred to as the 'Government Order' ) giving direction, under section 108 read with section 65 of the Electricity Act, 2003, as a matter of policy involving public interest, to the West Bengal Electricity Regulatory Commission (in short 'WBERC') for issuing appropriate order on The Durgapur Projects Limited ( in short 'DPL' ) to charge tariffs at subsidized rates to different categories of consumers upto consumption level listed at Annexure to the Government Order No 168-Power/II/1B-28/2009 dated 12. 08. 2009 vis-a vis WBERC Tariff Order for 2009 – 2010 and specifying the manner in which consequent loss of revenue will be compensated by the State Government for the period from 01.04.2010 to 30.06.2010.</p> <p>2.0 Let a copy of the Government Order be served upon DPL for necessary compliance.</p> <p style="text-align: center;"><b>Sd/- 26.04.2010 PURNENDU GUPTA MEMBER</b></p> <p style="text-align: center;"><b>Sd/- 26.04.2010 PRASADRANJAN RAY CHAIRPERSON</b></p> <p><b>DATE: 26.04.2010</b></p>

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FR-38/08-9/DPJCL

FROM :

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Government of West Bengal  
Department of Power & Non-conventional Energy Sources  
New Secretariat Buildings  
7<sup>th</sup> Floor, Block-A  
1, K. S. Roy Road, Kolkata -- 700 001

No. 96-Power/II/1B-28/2009 (Pt.)

Date : 20.04.2010

Direction under Section 108 of Electricity Act, 2003

In continuation of this department's Order Nos. 168-Power/II/1B-28/2009 dated 12.08.2009 with subsequent order no. 31-Power/II/1B-28/2009 dated 02.02.2010 and in exercise of the power conferred by Section 108 read with Section 65 of the Electricity Act, 2003, Government of West Bengal hereby issues the following direction as a matter of policy involving public interest, to the West Bengal Electricity Regulatory Commission (WBERC) for issuing appropriate order on Durgapur Projects Limited (DPL) to charge tariffs at subsidized rates to different categories of consumers upto consumption level listed at Annexure with the order referred above vis-à-vis WBERC Tariff Order for DPL for 2009-10.

Further, in pursuance of paragraph 3.5 of the Tariff Order and Schedule-6 of the West Bengal Electricity Regulatory Commission (Terms & Conditions of Tariff) Regulations 2007, the consequent loss of revenue by the DPL will be compensated by the State Government in the manner stated in the above referred order for the period from 01.04.2010 to 30.06.2010.

All other points mentioned in the order no. 168-Power/II/1B-28/2009 dated 12.08.2009 stated above will remain unchanged.

This order issues with the concurrence of the Hon'ble Minister-in-Charge Finance Department vide his order dated 13.04.2010.

Sd/-  
( Dr G D Gautama )  
Principal Secretary

No. 96/1-Power/II/1B-28/2009 (Pt.)

Date : 20.04.2010

✓ Copy forwarded to the Secretary, WBERC, for taking necessary action.

  
Principal Secretary