



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

4th Floor, Singareni Bhavan, Red Hills, Hyderabad 500 004

TUESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND NINETEEN

:Present:

Sri Justice C.V. Nagarjuna Reddy, Chairman
Dr. P. Raghunath, Member
Sri P. Rama Mohan, Member

O.P.Nos.495 to 499 of 2003

Between:

Transmission Corporation of Andhra Pradesh Limited
Eastern Power Distribution Company of Andhra Pradesh Limited
Central Power Distribution Company of Andhra Pradesh Limited
Northern Power Distribution Company of Andhra Pradesh Limited
Southern Power Distribution Company of Andhra Pradesh Limited

... Petitioners

A N D

The Andhra Pradesh Paper Mills Limited & others

... Respondents

O.P.Nos.30 to 34 of 2004

Between:

Transmission Corporation of Andhra Pradesh Limited
Central Power Distribution Company of Andhra Pradesh Limited
Eastern Power Distribution Company of Andhra Pradesh Limited
Northern Power Distribution Company of Andhra Pradesh Limited
Southern Power Distribution Company of Andhra Pradesh Limited

... Petitioners

A N D

Small Hydro Power Developers Association & others

... Respondents

O.P.Nos.1 to 5 of 2006

Between:

Transmission Corporation of Andhra Pradesh Limited
Central Power Distribution Company of Andhra Pradesh Limited
Eastern Power Distribution Company of Andhra Pradesh Limited
Northern Power Distribution Company of Andhra Pradesh Limited
Southern Power Distribution Company of Andhra Pradesh Limited

... Petitioners

A N D

Small Hydro Power Developers Association & others

... Respondents

All these Original Petitions have come up for hearing finally on 31-12-2019 in the presence of Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary & and Sri M. Sridhar, Advocate representing Sri Challa Gunaranjan, learned counsel for the respondents. After carefully considering the material available on record and after hearing the arguments of the learned counsel for both parties, the Commission passed the following:

COMMON ORDER

Sri K. Gopal Choudary, learned Counsel for some of the respondents and Sri M. Sridhar, Advocate representing Sri Challa Gunaranjan, learned counsel for the some other respondents in this batch of O.Ps submitted that in view of Judgment of the Hon'ble Supreme Court dated 29-11-2019 in C.A.No. 5085 of 2003 & batch, the O.Ps can be closed without any need for adjudication on merits, and however this order may be made subject to the outcome of the review petition to be filed before the Hon'ble Supreme Court. Sri P. Shiva Rao, learned Standing Counsel for the utility appearing for petitioners, also requested to close the petitions in view of the Judgment of the Apex Court, upholding the power this Commission to fix wheeling charges. As the issues raised in these OPs have been settled by the Hon'ble Supreme Court, the OPs are closed, however, subject to the outcome of the proposed review petitions to be filed before the Hon'ble Supreme Court.

This common order is corrected and signed on this the **31st day of December, 2019**

Sd/-
P. Rama Mohan
Member

Sd/-
Justice C.V. Nagarjuna Reddy
Chairman

Sd/-
Dr. P. Raghu
Member