



**ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION**  
4<sup>th</sup>Floor, Singareni Bhavan, Red Hills, Hyderabad 500004

WEDNESDAY, THE TWENTY SECOND DAY OF SEPTEMBER  
TWO THOUSAND AND TWENTY ONE

:Present:

**Justice C.V. Nagarjuna Reddy, Chairman**  
**Sri P. Rajagopal Reddy, Member**  
**Sri Thakur Rama Singh, Member**

IA No. 1 of 2021 in O.P.No.21 of 2019

Between:

M/s. RCI Power Ltd  
Sigapi Achi Building, 4th Floor, Door No. 18 / 3  
Rukmani Lakshmipathi Road, Egmore, Chennai - 600 008.

.. Petitioner / Applicant

And

Southern Power Distribution Company of  
Andhra Pradesh Ltd.  
D. No. 19-13-65/A, Srinivasapuram, Tiruchanoor Road,  
Tirupati-517503. AP.

.. Respondent / Respondent

This Application, having come up for hearing on 22-09-2021 in the presence of Sri Anand K Ganesan, counsel for the petitioner and Sri. G.V. Brahmananda Rao representing Sri P. Shiva Rao, Standing Counsel for the respondent and upon hearing the arguments of both sides, the Commission passed the following:

**ORDER:**

This Application is filed for punishing the respondent for violation of the order dated 19-11-2019.

In pursuance of the direction issued by this Commission, Sri Harinath Rao, CMD of the respondent is personally present. He has submitted that as the

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respondent was pursuing the Appeal before the Hon'ble APTEL and hoping to secure an interim order, they could not comply with the order of this Commission. He further submitted that the respondent is not in a proper financial condition and that therefore while it has no intention of wilfully violating the order of this Commission, it is the sheer inability to comply with the order that was the reason for non-compliance. He however requested for permitting the respondent to pay the arrears till the end of September 2021 in six equal monthly instalments.

Sri Anand K Ganesan, learned Counsel for the petitioner, has gracefully not opposed this request.

Accordingly, the respondent is directed to comply with the order dated 11-09-2019 by paying the difference of tariff in six equal monthly instalments, commencing from 01-10-2021. In the event of default by the respondent, the petitioner shall be free to seek restoration of this Application. It is however made clear that the compliance of order by the respondent shall be subject to the result of the Appeal filed before the Hon'ble APTEL. The I.A. is accordingly closed.

Sd/-  
**Thakur Rama Singh**  
Member

Sd/-  
**Justice C.V. Nagarjuna Reddy**  
Chairman

Sd/-  
**P. Rajagopal Reddy**  
Member