

**CENTRAL ELECTRICITY REGULATORY COMMISSION  
NEW DELHI**

**Petition No. 484/MP/2024**

**(Diary No. 1069/2024)**

Subject : Petition under Section 79(1)(a) & (f) of the Electricity Act, 2003, read with Regulation 65(1) of the CERC (Conduct of Business) Regulations, 2023.

Petitioner : Power & Electricity Department, Mizoram

Respondents : NEEPCO

Date of Hearing: **28.11.2024**

Coram : Shri Jishnu Barua, Chairperson  
Shri Ramesh Babu V., Member  
Shri Harish Dudani, Member

Parties Present: Shri Basava Prabhu Patil, Senior Advocate, PEDM  
Shri Alabhya Dhamija, Advocate, PEDM  
Shri Akash Lamba, Advocate, PEDM  
Shri Samarth Kashyap, Advocate, PEDM  
Shri Shreevardhan Dhoot, Advocate, PEDM  
Shri Ripunjay Bhuyan, NEEPCO  
Ms. Debjani Dey, NEEPCO

**Record of Proceedings**

The matter was mentioned by the learned senior counsel for the Petitioner, on the ground of urgency.

2. The learned Senior counsel for the Petitioner submitted that it has filed a petition seeking directions against the Respondent, to set aside the invoice dated 30.4.2024 for the principal amount of Rs 102.70 crore raised on the Petitioner, towards shortfall in energy charges for the tariff period 2019-24. He also submitted that despite the Respondent categorically undertaking not to take coercive action pursuant to the said invoice, based on the opinion of the NERPC (in its 52<sup>nd</sup> commercial sub-committee meeting) that the issues regarding invoice was being discussed and that it would be prudent to wait for the decision of the MOP, GOI, the Petitioner has failed to withdraw the invoice uploaded on the PRAAPTI portal. The learned Senior counsel while stating that the default trigger date of the said invoice is 30.11.2024, prayed that the Respondent may be restrained from taking any coercive measures till the decision of the MOP GOI, failing which the Petitioner would suffer irreparable loss.

3. In response, the representative of the Respondent mainly submitted that the said invoice has been raised only after discussions and due reconciliation by the parties, and the Petitioner had agreed to make the payment of the Principal amount of Rs.102.70 crores, in 15 (fifteen) equal monthly installments. He, accordingly prayed that no interim order may be passed and the Petitioner may be directed to pay the said amounts.



4. The Commission, after hearing the parties directed as under:
  - (a) Admit the Petition. Issue notice to the Respondent.
  - (b) Reply may be filed by the Respondent on or before **13.12.2024**, after serving a copy on the Petitioner, who may file its rejoinder by **20.12.2024**.
  - (c) In the meantime, the Petitioner is directed to pay the first and second instalment amounts as per the invoice raised, to the Respondent, by **15.12.2024** and **25.12.2024** respectively. Upon payment of the amounts as above, no coercive action shall be taken against the Petitioner, till the next date of hearing.
5. Petition will be listed for hearing on **26.12.2024**.

**By order of the Commission**

**Sd/-**  
**(B. Sreekumar)**  
**Joint Chief (Law)**

