

April 18, 2015

IWPA Circular No.142 of 2015



Dear Friends

Extension of Stay on TNEB's Circular regarding levy of Scheduling and System Operation Charges to "Sale to Board" category

Further to our Circular No. 136 dated March 31, 2015 we are pleased to advise that the High Court of Madras has extended the stay and injunction till April 27, 2015 (Copy attached).

TANGEDCO has been directed to file a counter by then.

We will intimate you of the extension of the Interim Order after the hearing scheduled for 27-04-2015.

In the meanwhile, if members receive any demand for Scheduling and System Operation Charges, they may enclose a copy of the Interim Order and take benefit.

Thanking you with Best Wishes and regards,

For Indian Wind Power Association

(Prof. Dr. K Kasthurirangaian)
Chairman

Encl: as above

Indian Wind Power Association

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Wednesday, the Eighth day of April Two Thousand Fifteen

PRESENT

THE HON'BLE MR. JUSTICE M. SATHYANARAYANAN

WP No.7956 of 2015

and MP Nos.2 & 3 of 2015

**1 INDIAN WIND POWER ASSOCIATION, [PETITIONERS IN ALL THE
REP. BY ITS SECRETARY PETITIONS]
GENERAL, DOOR NO.E, 6TH FLOOR,
SHAKTI TOWERS-II, 766, ANNA SALAI,
CHENNAI-2.**

**2 RAMCO CEMENTS LIMITED,
REP. BY ITS DGM (LEGAL),
AURAS CORPORATE CENTRE, V FLOOR,
98, DR. RAJAKRISHNAN SALAI,
MYLAPORE, CHENNAI-4.**

VS

**1 TAMIL NADU GENERATION & [RESPONDENTS IN ALL THE PETITIONS]
DISTRIBUTION CORPORATION LIMITED,
REP. BY ITS CHAIRMAN & MANAGING DIRECTOR,
5TH FLOOR, NPKR MALIGAI,
144, ANNA SALAI, CHENNAI-2.**

**2 STATE LOAD DISPATCH CENTRE,
TANTRANSO, 144, ANNA SALAI, CHENNAI-2.**

**3 DIRECTOR (FINANCE),
TAMIL NADU GENERATION & DISTRIBUTION
CORPORATION LIMITED, 144, ANNA SALAI,
CHENNAI-2.**

**4 TAMILNADU TRANSMISSION
CORPORATION LTD., REP. BY ITS MANAGING
DIRECTOR, 144, ANNA SALAI, CHENNAI-2.**

**5 TAMIL NADU ELECTRICITY
REGULATORY COMMISSION, NO.19A, RUKMINI
LAKSHMIPATHY SALAI, EGMORE, CHENNAI-8.**

Writ Petitions under article 226 of the Constitutions of India praying that in these circumstances stated therein and in the respective affidavits filed therewith the High Court will be

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pleased to

(i) issue a Writ of Certiorari or any other Writ or Order or Direction in the nature of a Writ of Certiorari calling for the records of the third respondent herein in Lr. No.CFC/FC/ REV/DFC/ AAO.HT.AS-3/ D.No.166/14 dated 25.11.2014 and consequential demands for payment of Scheduling and System Operation Charges and quash the same as being arbitrary, illegal and without authority of law (in WP.7956/2015);

(ii) To grant an interim injunction, restraining the respondents herein, their men, servants, and employees, and /or any other person claiming through them or under them from in any manner seeking to demand, levy or collect the amount in pursuance of the Circular issued by the third respondent herein in Lr. No.CFC/FC/ REV/DFC/ AAO.HT.AS-3/ D.No.166/14 dated 25.11.2014, (in MP.2/2015) and

(iii) To grant an interim order of stay of the impugned Circular issued by the third respondent herein in Lr. No.CFC/FC/ REV/DFC/ AAO.HT.AS-3/ D.No.166/14 dated 25.11.2014 and consequential demands by the officers of the respondents, (in MP.3/2015) respectively pending WP.No.7956 of 2015.

Order : These petitions coming on for orders upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of M/S. RAHUL BALAJI, Advocate for the petitioner in all the petitions and of MR.P.GUNARAJ STANDING COUNSEL on behalf of the Respondents in all the petitions the court made the following order:-

Interim order already granted on 24/3/2015 is extended till 27/4/2015.

Call on 27/4/2015.

-sd/-
08/04/2015

/ TRUE COPY /

Vik Chandan
Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

**1 THE CHAIRMAN AND MANAGING
DIRECTOR, TAMILNADU GENERATION AND
DISTRIBUTION CORPORATION LIMITED,
5TH FLOOR, NPKR MALIGAI,
144, ANNA SALAI, CHENNAI-2.**

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**3 DIRECTOR (FINANCE),
TAMIL NADU GENERATION & DISTRIBUTION
CORPORATION LIMITED, 144, ANNA SALAI,
CHENNAI-2.**

**4 THE MANAGING DIRECTOR
TAMILNADU TRANSMISSION CORPORATION LTD.,
144, ANNA SALAI, CHENNAI-2.**

**5 TAMIL NADU ELECTRICITY
REGULATORY COMMISSION, NO.19A, RUKMINI
LAKSHMIPATHY SALAI, EGMORE, CHENNAI-8.**

C.C. to M/S.SATISH PARASARAN Advocate SR.No.5114

C.C. to MR.P.GUNARAJ Advocate on payment of necessary charges

Order
in
WP.7956/2015
and MP.2 & 3/2015
Date : 08/04/2015

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
VS 27.03.2015
VS 16.04.2015

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