

BEFORE
THE CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI

PETITION FOR

Approval under regulation-86 of tariff for Unified Load Despatch & Communication (ULDC) Scheme in Northern Region for the period from 01.04.2004 to 31.7.2017 and additional capitalization after date of commercial operation during 2002-03 to 2004-05

POWER GRID CORPORATION OF INDIA LTD.
REGISTERED OFFICE: B-9, QUTAB INSTITUTIONAL AREA,
KATWARIA SARAI, NEW DELHI 110 016
CORPORATE OFFICE: "SAUDAMINI", PLOT NO.2, SECTOR-29,
GURGAON (HARYANA.)- 122 001

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Sector-29, Gurgaon (Haryana.)- 122 001.**

--- PETITIONER

**Himachal Pradesh State Electricity Board
Vidyut Bhawan, Kumar House Complex Building II
SHIMLA-171 004 (HP)
Represented by its Chairman
and Others**

----- RESPONDENTS

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**FILED BY
POWER GRID CORPORATION OF INDIA LTD.**

**REPRESENTED BY U K TYAGI
D.G.M. (COMMERCIAL)**

**GURGAON
DATED: 10.11.2005**

**BEFORE
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To

The Secretary
Central Electricity Regulatory Commission
New Delhi-110 003

Sir,

The application filed under Regulation 86 of CERC (Conduct of Business) Regulation, 1999 may please be registered.

**PETITIONER
POWER GRID CORPORATION OF INDIA LTD.**

**REPRESENTED BY U K TYAGI
DY. GENERAL MANAGER (COMMERCIAL)**

**GURGAON
DATED:10.11.2005**

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and Others

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MEMO OF PARTIES

POWER GRID CORPORATION OF INDIA LTD.
VERSUS:

---PETITIONER

1. RAJASTHAN RAJYA VIDYUT PRASARAN NIGAM LIMITED
VIDYUT BHAWAN, VIDYUT MARG, JAIPUR - 302 005
REPRESENTED BY ITS CHAIRMAN & OTHERS
2. AJMER VIDYUT VITRAN NIGAM LTD
400 KV GSS BUILDING (GROUND FLOOR), AJMER ROAD,
HEERAPURA, JAIPUR.
REPRESENTED BY ITS MANAGING DIRECTOR & OTHERS
3. JAIPUR VIDYUT VITRAN NIGAM LTD
400 KV GSS BUILDING (GROUND FLOOR), AJMER ROAD,
HEERAPURA, JAIPUR.
REPRESENTED BY ITS MANAGING DIRECTOR & OTHERS

4. JODHPUR VIDYUT VITRAN NIGAM LTD
400 KV GSS BUILDING (GROUND FLOOR), AJMER ROAD,
HEERAPURA, JAIPUR.
REPRESENTED BY ITS MANAGING DIRECTOR & OTHERS

5. HIMACHAL PRADESH STATE ELECTRICITY BOARD
VIDYUT BHAWAN
KUMAR HOUSE COMPLEX BUILDING II
SHIMLA-171 004
REPRESENTED BY ITS CHAIRMAN

6. PUNJAB STATE ELECTRICITY BOARD
THE MALL, PATIALA - 147 001
REPRESENTED BY ITS CHAIRMAN

7. HARYANA VIDYUT PRASARAN NIGAM LTD.
SHAKTI BHAWAN, SECTOR -6
PANCHKULA (HARYANA) 134 109
REPRESENTED BY ITS CHAIRMAN

8. POWER DEVELOPMENT DEPTT.
GOVT. OF JAMMU & KASHMIR
MINI SECRETARIAT, JAMMU
REPRESENTED BY ITS COMMISSIONER

9. UTTAR PRADESH POWER CORPORATION LTD.
(FORMARLY UTTAR PRADESH STATE ELECTRICITY BOARD)
SHAKTI BHAWAN, 14, ASHOK MARG
LUCKNOW - 226 001
REPRESENTED BY ITS CHAIRMAN

10. DELHI TRANSCO LTD
SHAKTI SADAN, KOTLA ROAD,
NEW DELHI-110 002
REPRESENTED BY ITS CHAIRMAN

11. CHANDIGARH ADMINISTRATION
SECTOR -9, CHANDIGARH.
REPRESENTED BY ITS CHIEF ENGINEER

12. UTTARANCHAL POWER CORPORATION LTD.
FRI COMPLEX, KALAGARH,
DEHRADUN.
REPRESENTED BY ITS CHAIRMAN

13. BHAKRA BIAS MANAGEMENT BOARD
MADHYA MARG, SECTOR-19B, CHANDIGARH
REPRESENTED BY ITS CHAIRMAN

---RESPONDENTS

**PETITIONER
POWER GRID CORPORATION OF INDIA LTD.**

**REPRESENTED BY U K TYAGI
DY. GENERAL MANAGER (COMMERCIAL)**

**GURGAON
DATED: 10.11.2005**

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Affidavit verifying the Petition

I, U K TYAGI, S/o Shri B. K Tyagi, working as Deputy General Manager (Commercial) in the Powergrid Corporation of India Ltd., having its registered Office at B-9, Institutional

Area, Katwaria Sarai, New Delhi-110 016, do hereby solemnly affirm and state as under:-

1. I am the Dy. General Manager (Commercial) of Power Grid Corporation of India Ltd., the representative of the Petitioner in the above matter, and am duly authorized to make this affidavit.
2. I submit that an enclosed petition is being filed for determination of tariff under regulation-86 for transmission tariff for Approval under regulation-86 for transmission tariff for Unified Load Despatch & Communication (ULDC) Scheme in Northern Region for the period from 01.04.2004 to 31.7.2017 and additional capitalization after date of commercial operation during 2002-03 to 2004-05
3. I submit that no other petition except this petition has been filed directly or indirectly for approval of tariff for approval of transmission tariff for Unified Load Despatch & Communication (ULDC) Scheme in Northern Region for the period from 01.04.2004 to 31.7.2017 and additional capitalization after date of commercial operation during 2002-03 to 2004-05.
4. The statements made in the petition herein are based on petitioner company's official records maintained in the ordinary course of business and I believe them to be true and correct.

(DEPONENT)

VERIFICATION

Solemnly affirmed at Gurgaon on this 10th day of Nov' 2005 that the contents of the above affidavit are true to my knowledge and belief and no part of it is false and nothing material has been concealed there from.

(DEPONENT)

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To

**The Hon'ble Chairman and
His Companion Members of The Hon'ble CERC
The Humble application filed by the Petitioner**

MOST RESPECTFULLY SHOWETH

1. That the Petitioner herein, Power Grid Corporation of India Ltd. is a Government Company within the meaning of Companies Act,1956 and wholly owned by Govt. of India. The Petitioner is also discharging the statutory functions under various applicable provisions, including in particular section 28 and 38 of the Electricity Act, 2003. In exercise of powers under sub-section (1) of section 38(1) the Electricity Act 2003, the Government of India has declared the Petitioner herein as the Central Transmission Utility.
2. That the Unified Load Despatch & Communication (ULDC) Scheme in Northern Region was put under commercial operation w.e.f. 1.8.2002. That the tariff for tariff block 2001-2004 in respect of Unified Load Despatch & Communication (ULDC) Scheme in Northern Region was approved by Hon'ble Commission vide its orders dated 02.09.2005 issued vide letter dated 9.9.2005 (received by the petitioner on 14.9.2005) based on the actual expenditure up to DOCO, i.e. Rs.54050.89 Lakhs. A copy of order of the CERC is attached hereto as **Encl.-1, page ... to**

3. That the estimated completion cost of the asset furnished by the petitioner in petition No.: **82/2002** is detailed below:

Rs. in Lakhs

	Expenditure up to date of commercial operation 1.8.2002	Expenditure from date of commercial operation to 31.3.2003 (As per audited A/C)	Expenditure from 1.4.2003 to 30.9.2003 (As per books of A/C)	Total	Balance estimated Expenditure	Estimated completion cost
RSCC	24958.31	639.71	28.11	25626.13	147.40	25773.53
UPPCL	8205.93	696.75	43.31	8945.99	183.82	9129.81
DPSC	3955.10	465.09	13.89	4434.08	120.11	4554.19
RRVNL	4531.92	178.51	21.87	4732.30	76.89	4809.19
HVPNL	2959.68	102.54	14.35	3076.57	45.01	3121.58
HPSEB	2484.98	28.85	11.01	2524.84	37.16	2562.00
BBMB	2631.70	52.51	13.75	2697.96	43.14	2741.10
PSEB	2437.97	49.27	14.53	2501.77	48.21	2549.98
J&K	1885.30	5.71	10.46	1901.47	85.80	1987.27
Total	54050.89	2218.94	171.28	56441.11	787.54	57228.65

4. That Hon'ble Commission have not considered the capital expenditure incurred after date of commercial operation for fixation of tariff for block 2001-2004. That it is submitted that the asset was declared under Commercial operation after executing all the works required for making the asset available for commercial use. The completion of such remaining works/ expenditure, closing of contracts and determination of final completion cost of the project shall take some more time.
5. That the details of admitted capital expenditure considered for tariff for block 2001-2004 as per above referred CERC order dated 2.9.2005 and expenditure incurred after date of commercial operation and balance anticipated expenditure as per audited account up to 31.3.2005 are as under:

Rupees in Lakhs

Respondents	Exp upto DOCO 1.8.02 as admitted by CERC	Exp from DOCO to 31.3.03	Exp from 1.4.03 to 31.3.04	Exp from 1.4.04 to 31.3.05	Exp from 1.4.05 to 30.9.05	Balance exp	Total
RSCC	24958.31	639.71	76.84	52.73	7.82	454.86	26190.27
BBMB	2631.7	52.51	34.23	12.21	0	7.28	2737.93
DELHI							
TRANSCO	3955.1	465.09	86.88	18.57	0	105.29	4630.93
HSEB	2959.68	102.54	39.49	14.41	0	15.55	3131.67
HPSEB	2484.98	28.85	22.99	11.91	0	50.96	2599.69
J&K	1885.3	5.71	64.26	42.74	0	15.92	2013.93
PSEB	2437.97	49.27	26.34	10.66	0	7.28	2531.52
RSEB	4531.92	178.51	78.24	20.03	0	76.51	4885.21
UPSEB	8205.93	696.75	153.04	37.25	0	133.89	9226.86
TOTAL	54050.89	2218.94	582.31	220.51	7.82	867.54	57948.01

The latest audited expenditure as on 31.03.2005 of the assets works out to Rs. 57072.65 Lakhs. Copy of Auditor's Certificates dated 24.10.2005 are enclosed hereto as **Encl.-2 (Page 31 to 50)**.

6. The year-wise and category wise break up of additional capital expenditure after date of commercial operation to 31.03.2005 is detailed below:

					Rs. in Lakhs
S. No	Year	Nature	Amount shown in Auditor's certificate	Details of expenditure	Category as per CERC order dated 11.8.2005 in petition no. 67/2003
1	DOCO TO 31.3.2003	CONSULTANCY CHARGES	33.96	BALANCE PAYMENT	3a(i)
		BUILDING & OTHER CIVIL WORKS	30.2	BALANCE WORKS	3a(ii)
		EMS/SCADA SYSTEM	1202.16	BALANCE PAYMENT AND WORKS	3a(i) & 3a(ii)
		FIBRE OPTIC SYSTEM	81	BALANCE PAYMENT	3a(i)
		PLCC/PABX	87.97	BALANCE PAYMENT	3a(i)
		DIGITAL MICRAWAVE SYSTEM	782.98	BALANCE PAYMENT	3a(i)
		AUXILLIARY POWER SUPPLY SYSTEM	0.67	BALANCE PAYMENT	3a(i)
2.	2003-04	BUILDING & OTHER CIVIL WORKS	12.24	BALANCE WORKS	3a(ii)
		EMS/SCADA SYSTEM	177.13	BALANCE PAYMENT	3a(i)
		FIBRE OPTIC SYSTEM	25.47	BALANCE PAYMENT AND WORKS	3a(i) & 3a(ii)
		PLCC/PABX	100.98	BALANCE PAYMENT	3a(i)
		DIGITAL MICRAWAVE SYSTEM	127.71	BALANCE PAYMENT, WORKS	3a(i), 3a(ii)
		AUXILLIARY POWER SUPPLY SYSTEM	138.78	BALANCE PAYMENT AND NEW WORKS WITHIN ORIGINAL SCOPE	3a(i) & 3a(iii)
3	2004-05	CONSULTANCY CHARGES	25.36	BALANCE WORKS	3a(ii)
		BUILDING & OTHER CIVIL WORKS	0.61	BALANCE PAYMENT	3a(i)
			EMS/SCADA SYSTEM	108.16	BALANCE PAYMENT, WORKS

		PLCC/PABX	4.27	BALANCE PAYMENT	3a(i)
		DIGITAL MICRAWAVE SYSTEM	79.73	BALANCE PAYMENT BALANCE PAYMENT AND WORKS	3a(i) & 3a(ii)
		AUXILLIARY POWER SUPPLY SYSTEM	2.38	BALANCE PAYMENT	3a(i)

7. It is submitted that the additional capital expenditure incurred after DOCO is in respect of works which are within the scope of approved capital cost. The expenditure has been made towards balance payments/works. It is therefore prayed that the additional capital expenditure of Rs. 2218.94 Lakhs made after DOCO to 31.3.2003, Rs. 582.31 lakhs made in 2003-04 and Rs. 220.51 lakhs made in 2004-05 may please be admitted / approved.

8. The petitioner further submits that for capital expenditure, made after 1.4.2005, it shall approach the Hon'ble Commission separately for approval of the same.

9. TARIFF:

9.1 Hon'ble Commission vide Order dated 2.9.2005 approved the following methodology for calculation of fees and charges for the Scheme by adopting the following principles:

- (a) Annual capital cost recovery shall be based on the levelised tariff for 15 years,
- (b) IWC and O&M charges shall not be levelized,
- (c) O&M charges shall be payable initially @ 7.5.% of the admitted cost,
- (d) The actual O&M expenses shall be reimbursed with retrospective effect after a thorough scrutiny and verifying their prudence.

9.2 It is submitted that the additional capitalization after date of commercial operation has been funded through equity only. Based on Weighted average rate of interest and Return on Equity @16% as approved by Hon'ble Commission vide Order dated 2.9.2005, recovery factor to be applied on additional capitalization after date of commercial operation have been arrived at as under:

$$\text{Recovery Factor: } \frac{I \times (1+i)^n}{(1+i)^n - 1}$$

Where, i= Weighted average rate of interest and RoE respectively and
n= period

$$\text{Recovery factor for Equity for 15 years} = \frac{0.16 \times (1.16)^{15}}{(1.16)^{15} - 1}$$

(as approved vide order dated 2.9.05)

$$= 0.1794$$

Recovery factor for Equity for 14 years = $\frac{0.16 \times (1.16)^{14}}{(1.16)^{14} - 1}$

$$= 0.1829$$

Recovery factor for Equity for 13 years = $\frac{0.16 \times (1.16)^{13}}{(1.16)^{13} - 1}$

$$= 0.1872$$

Recovery factor for Equity for 12 years = $\frac{0.16 \times (1.16)^{12}}{(1.16)^{12} - 1}$

$$= 0.1924$$

Recovery factor for Loan for 15 years = $\frac{0.06593 \times (1.06593)^{15}}{(1.06593)^{15} - 1}$
(as approved vide order dated 2.9.05)

$$= 0.1070$$

Recovery factor for Loan for 13 years = $\frac{0.06593 \times (1.06593)^{13}}{(1.06593)^{13} - 1}$

$$= 0.1169$$

9.3 Tariff has been worked out for RSCC portion and State portion. The details are given at **Encl.3, page ... to** . The levelised tariff is summarized as below :-

A) **REGIONAL/ CENTRAL SECTOR PORTION**

Rs./lakhs

	Tariff applicable for 15 years from 1.8.02 onwards for exp upto DOCO	Tariff applicable for 14 years from 1.4.03 to for exp from DOCO to 31.3.03	Tariff applicable for 13 years from 1.4.2004 for exp from 1.4.2003 to 31.3.2004 including capitalised FERV	Tariff applicable for 12 years from 1.4.05 for exp from 1.4.2004 to 31.3.05
LEVELISED TARIFF COMPONENT				
ANNUAL CAPITAL RECOVERY CHARGES -TOTAL	2878.74	117.00	-75.86	10.15
CUMML ANNUAL CAPITAL RECOVERY CHARGES	2878.74	2995.74	2919.88	2930.02
O&M AND INTEREST ON WORKING CAPITAL				
O&M	1871.85	47.98	5.76	3.95
IWC	128.28	4.25	-1.09	0.33
CUMML O&M IWC	2000.13	2052.35	2057.03	2061.32

B) STATE SECTOR PORTION:

	Tariff applicable for 15 years from 1.8.02 onwards for exp upto DOCO	Tariff applicable for 14 years from 1.4.03 to for exp from DOCO to 31.3.03	Tariff applicable for 13 years from 1.4.2004 for exp from 1.4.2003 to 31.3.2004 including capitalised FERV	Tariff applicable for 12 years from 1.4.05 for exp from 1.4.2004 to 31.3.05
LEVELISED TARIFF COMPONENT				
ANNUAL CAPITAL RECOVERY CHARGES -TOTAL	3355.59	288.84	-10.57	32.28
CUMML ANNUAL CAPITAL RECOVERY CHARGES	3355.59	3644.43	3633.86	3666.14
O&M AND INTEREST ON WORKING CAPITAL*				
O&M	0.00	0.00	0.00	0.00
IWC	62.67	7.16	0.34	0.74
CUMML O&M IWC	62.67	69.83	70.18	70.91

NOTE:.

The O&M charges shall be adjusted at the end of each year based on the actual O&M expenses. The escalation on O&M shall be in accordance with the CERC formula.

As per CERC order, O&M charges are being paid initially @ 7.5%. However, the actual O&M expenses shall be reimbursed with retrospective effect after scrutiny and verifying their prudence. In this connection, the petitioner shall submit total O&M expenses which would cover actual expenditure of RSCC portion of ULDC scheme plus the expenditure of the existing RLDC setup.

9.4. Other Charges

The Tariff indicated at Para-9.3 above is exclusive of Income Tax, Incentive, late payment surcharge, any statutory taxes, levies, duties, cess, filing fees or any other kind of imposition(s) and/ or other surcharges etc. whatsoever imposed / charged by any Government (Central/State) and / or any other local bodies/authorities/regulatory authorities, environmental protection, and/or in respect of any of its installation associated with the ULDC scheme and the same shall be borne and additionally paid by the respondent(s) to the Petitioner and the same shall be charged billed separately by the petitioner on the respondents. The Petitioner will also be entitled to recover the filing fees as applicable as per directions of CERC.

9.5 Sharing of Charges

Sharing of Charges for Central portion:

The charges for the Unified Scheme under Central Sector mentioned shall be shared by the respondents (beneficiaries / constituents in Northern Region only) in ratio of central generating capacity allocation, including the allocation from

unallocated capacity from the Central Generating stations. As per CERC order dated 2.9.2005 sharing by BBMB is as follows:

Quote:

Para-13

On the issue of payment of O&M charges by BBMB, the petitioner has stated that as per MOU, the generating companies including BBMB are exempted from sharing of tariff for regional/Central portion (RSCC). However, the charges applicable for state portion are required to be paid by the concerned State directly to the petitioner.

Para-14

On careful consideration of the matter, we are of the opinion that O&M expense for RSCC portion should be shared by all the respondents except BBMB. O&M charges for BBMB portion, shall be shared by the partner states of BBMB.

Un-Quote

Inter-regional export/import of power, whether bilateral or multilateral, would not affect the sharing of charges for Unified Scheme.

Sharing of Charges for State sector portion:

The charges for the Unified Scheme under State Sector mentioned shall be shared by the respondents in proportion to the capital cost of the state portion.

10. In the circumstances mentioned above it will be just and proper that the transmission tariff and charges for the assets covered under this petition be allowed to be charged from the Respondents on the basis set out in para-9 above. **The petitioner submits that the Encl.-1 to Encl.-3 may please be treated as an integral part of this petition.**

PRAYER

It is respectfully prayed that the Hon'ble Commission may be pleased to :

- a) Approve the additional capital expenditure of Rs. 2218.94 Lakhs made after DOCO to 31.3.2003, Rs. 582.31 lakhs made in 2003-04 and Rs. 220.51 lakhs made in 2004-05 respectively.
- b) Approve the tariff for the assets covered under this petition, as per para – 9 above;
- c) Approve the reimbursement of expenditure by the beneficiaries towards publishing of notices in Newspapers and other expenditure (if any) in relation to the filing of petition and petition filing fee.
- d) Pass such other relief as Hon'ble Commission deems fit and appropriate under the circumstances of the case and in the interest of justice.

**FILED BY
POWER GRID CORPORATION OF INDIA LTD.**

**REPRESENTED BY U K TYAGI
D.G.M. (COMMERCIAL)**

GURGAON

DATED: 10.11.2005