

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

OP No. 1 OF 2025 & IA No. 1403 OF 2025 & IA No. 1404 OF 2025 & IA
No. 1532 OF 2025 & IA No. 1610 OF 2025 & IA No. 1747 OF 2025 & IA
No. 172 OF 2026 & IA No. 173 OF 2026 & IA No. 245 OF 2026 & IA No.
309 OF 2026

Dated: 6th March, 2026

Present : Hon`ble Ms. Seema Gupta, Officiating Chairperson
Hon`ble Mr. Virender Bhat, Judicial Member

In the matter of:

In Suo-Motu action under Section 121 of the EA Petitioner(s)
Versus

Forum of Regulators & Ors. Respondent(s)

Counsel on record for the Petitioner(s) : Anushree Bardhan
Shikha Ohri
for App. 1

Counsel on record for the Respondent(s) : Poorva Saigal
Shubham Arya
Pallavi Saigal
Reeha Singh
Rishabh Saxena
Harshvardhan Singh
Shirin Gupta
for Res. 1

C.K. Rai
Shiva Singh
Anuradha Roy
Vinay Kumar Gupta
for Res. 2

C.K. Rai
for Res. 3

Anand K. Ganesan
Swapna Seshadri
Utkarsh Singh

Sneha Singh Baghel
for Res. 4

M. T. George
for Res. 5

Sahil Chandra
for Res. 6

Ravi Kishore
for Res. 7

Rutwik Panda
Anshu Malik
for Res. 8

Gargi Kumar
for Res. 9

Abiha Zaidi
for Res. 10

Pratibhanu Singh Kharola
for Res. 11

Sethu Ramalingam
S. Shivshankari
for Res. 12

Pradeep Misra
for Res. 13

C.K. Rai
Shiva Singh
Anuradha Roy
Vinay Kumar Gupta
for Res. 14

Somanadri Goud Katam
for Res. 15

Shlok Chandra
for Res. 16

Suparna Srivastava
for Res. 17

Mandakini Ghosh

for Res. 18

Gaichangpou Gangmei
Arjun D Singh
Yimyanger Longkumer
Maitreya Mahaley
for Res. 19

Aishwarya Subramani
Harsha V Rao
Anand K. Ganesan
for Res. 20

Suriti Chowdhary
Anuj Bhawe
Abiha Zaidi
Pritam Raman Giriya
for Res. 21

Mandakini Ghosh
for Res. 22

Anish Roy
for Res. 23

Farrukh Rasheed
for Res. 24

Rohini Prasad
for Res. 25

Sriram Krishna
Anupama Dhurve
for Res. 26

Shri Venkatesh
Suhael Buttan
Nihal Bhardwaj
Abhishek Nangia
Kartikay Trivedi
Surbhi Kapoor
Shivam Kumar
Punyam Bhutani
Nikunj Bhatnagar
Tarang Saraogi
Ananya Dutta
Shryeshth Ramesh Sharma
Kanika Chugh

Priya Dhankar
Mohit Mansharamani
Mohit Gupta
Indu Uttara
Harsh Vardhan
Vedant Choudhary
Adarsh Singh
Drishti Rathi
Ashutosh Kumar Srivastava
Akash Lamba
Siddharth Nigotia
Vineet Kumar
Manu Tiwari
Kunal Veer Chopra
Tanishka Khatana
Aashwyn Singh
Aniket Kanhaua
Manav Bhatia
for Res. 27

C.K. Rai
Anuradha Roy
Vinay Kumar Gupta
Shiva Singh
for Res. 28

Surabhi Pandey
for Res. 29

Abiha Zaidi
Suriti Chowdhary
Pritam Raman Giriya
Anuj Bhawe
for Res. 30

Vishrov Mukerjee
Janmali Gopal Rao Manikala
Nishtha Kumar
Yashaswi Kant
Pratyush Singh
Damodar Solanki
Priyanka Vyas
Juhi Senguttuvan
Anumeha Smiti
Garima Adlakha
Sai Snigdha Nittala
Snehal Upadhyay
for Res. 31

Amit Kapur
Anupam Varma
Rahul Kinra
Aditya Gupta
Aditya Ajay
Girdhar Gopal Khattar
Isnain Muzamil
Adamya Ojha
Yash Srivastava
Vaibhav Sharma
for Res. 32

Amit Kapur
Anupam Varma
Rahul Kinra
Aditya Gupta
Aditya Ajay
Girdhar Gopal Khattar
Isnain Muzamil
Adamya Ojha
Yash Srivastava
Vaibhav Sharma
for Res. 33

Shri Venkatesh
Shryeshth Ramesh Sharma
Kanika Chugh
Ashutosh Kumar Srivastava
Suhael Buttan
Nihal Bhardwaj
Surbhi Kapoor
Adarsh Singh
Siddharth Nigotia
Manu Tiwari
Abhishek Nangia
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Nikunj Bhatnagar
Kunal Veer Chopra
Punyam Bhutani
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
for Res. 34

Shri Venkatesh
Shryeshth Ramesh Sharma
Kanika Chugh
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Suhael Buttan
Nihal Bhardwaj
Surbhi Kapoor
Adarsh Singh
Siddharth Nigotia
Manu Tiwari
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Nikunj Bhatnagar
Kunal Veer Chopra
Punyam Bhutani
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
for Res. 35

Shri Venkatesh
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Kanika Chugh
Ashutosh Kumar Srivastava

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Nihal Bhardwaj
Surbhi Kapoor
Adarsh Singh
Siddharth Nigotia
Manu Tiwari
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Nikunj Bhatnagar
Kunal Veer Chopra
Punyam Bhutani
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
for Res. 36

Shri Venkatesh
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Ashutosh Kumar Srivastava
Suhael Buttan
Nihal Bhardwaj
Surbhi Kapoor
Adarsh Singh
Siddharth Nigotia
Manu Tiwari
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Kunal Veer Chopra
Punyam Bhutani
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
for Res. 37

S. Vallinayagam
for Res. 38

ORDER

1. JOINT ELECTRICITY REGULATORY COMMISSION FOR THE UT OF JAMMU AND KASHMIR AND LADAKH: R-29

It has been stated on behalf of the Learned Counsel for the JERC of UT of J&K that they could not file physical copy of the affidavit in the Registry yesterday and they will seek one week time to file the physical copy of the affidavit.

Post the matter on **23.03.2026**.

2. DELHI ELECTRICITY REGULATORY COMMISSION (DERC): R10

Ms. Abiha Zaidi, Learned Counsel for the DERC would submit that the Delhi Govt. has received the approval of the Lieutenant Governor of Delhi for intensive Audit of BRPL, BYPL & TPDDL by CAG for the period FY 2007-08 to FY2024-25, they shall submit an affidavit in this regard.

Mr. Amit Kapur, Learned Counsel for the Respondent-Delhi Discoms submits that the earlier order of Delhi Govt. to get the strict and intensive audit of the Discoms in Delhi conducted by CAG was quashed

by the order of the Division Bench of Delhi High Court in WP (C) No. 895 of 2011 dated 30.10.2015.

It is also submitted by Mr. Shri Venkatesh, Learned Counsel for the Respondent-TPDDL that the audit now sought to be conducted by the DERC in respect of Discoms would not be in line with the directions issued by the Supreme Court in order dated 06.08.2025 in WP(C) No. 104 of 2014 and batch.

DERC is granted two weeks time to file an affidavit as requested by them which shall also indicate how the proposed audit is not in contravention of the order of the Division Bench of Delhi High Court in WP (C) No. 895 of 2011 dated 30.10.2015 and it is in accordance with the directions issued by the Supreme Court in order dated 06.08.2025 in WP(C) No. 104 of 2014 and batch. Considering the above contention made on behalf of the Respondent, in the meantime, DERC is directed not to proceed with the audit of the Delhi Discoms in pursuance to the letter dated 05.03.2026 issued by the Deputy Secretary (Power), Govt of Delhi to the Delhi Commission, copy of which was produced by the Learned Counsel for the DERC during the course of hearing today.

Post the matter on 01.04.2026. The Delhi Discoms shall be at liberty to file their reply before the next date of hearing.

IA Nos 1403/1404/1532 of 2025
(for impleadment/intervention)

These are the applications filed by the generators in Delhi and the transmission company for impleadment as the party to this Petition. Notice to these IAs has already been issued on 02.12.2025. However, none of the applicants filed reply to these applications.

Let reply be filed within three weeks from today, rejoinder, if any, may be filed within two weeks, thereafter.

Let the IAs be listed on **15.04.2026**.

Virender Bhat
Judicial Member

Seema Gupta
Officiating Chairperson

sk/mg