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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 8653/2023**

**M.P. POWER MANAGEMENT COMPANY LIMITED**

..... Petitioner

Through: Mr. Varun K. Chopra and Mr. Varun  
K. Chopra, Advs.

versus

**UNION OF INDIA & ORS.**

..... Respondents

Through: Mr. Abhishek Gupta, Mr. Suyasnsh  
Gupta, Mr. Mukesh Kumar and Ms.  
Meenakshi Sood, Advs.

**CORAM:**

**HON'BLE MR. JUSTICE SACHIN DATTA**

**ORDER**

**06.02.2024**

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**CM APPL. 3091/2024**

1. This is an application seeking that the respondents be directed to refrain from taking any steps for implementation/operationalisation of the impugned scheme dated 20.04.2023, issued by the respondent no.1.
2. *Vide* order dated 04.07.2023 passed by this Court in the present petition, it was recorded as under:-

*2. Further to order dated 03.07.2023, Ms. Lakra submits, upon instructions, that the process for amendment of Regulation 17 of Central Electricity Regulatory Commission Tariff Regulations, 2019 has been commenced. However, the draft amendment in terms of the Electricity (Procedure for Previous Publication) Rules, 2005 has not yet been published. She states that respondent Nos. 1 and 2 do not propose to operationalise the impugned "Scheme for Pooling of Tariff of those plants whose PPAs have expired" dated 20.04.2023 ["the Scheme"] until the amendment of Regulation 17, as stated in Clause 3 (l) of the Scheme itself.*

3.



4. Issue notice.
5. Learned counsel as aforesaid accepts notice on behalf of respondent no.1. Learned counsel for the respondent no.1 does not dispute that the respondent no.1 continues to remain bound with the aforesaid statement recorded in order dated 04.07.2024.
6. Let reply be filed by the respondents within a period of 3 weeks from today.
7. List on 01.03.2024.

**SACHIN DATTA, J**

**FEBRUARY 6, 2024/AT**