

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
WRIT PETITION (CIVIL) NO(s). 328 OF 1999

POWER CRISES IN N.C.T. OF DELHI

Petitioner(s)

VERSUS

U.O.I. &amp; ORS

Respondent(s)

(With appln(s) for directions and permission to submit additional document(s) and intervention and office report)

Date: 17/02/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN  
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv. (AC)

For Respondent(s)  
NTPC

Mr. S.K. Dhingra, Adv.  
Mrs. Shefali Mitra, Adv.

Ms. Indra Sawhney ,Adv

Ms. Kum Kum Sen ,Adv

Mr. Vishnu B. Saharya, Adv.  
M/s Saharya & Co. ,Adv

Mr. Surya Kant, Adv

NCT of Delhi

Mr. A. Mariarputham, Sr. Adv.  
Mr. S. Wasim A. Qadri, Adv.  
Mr. Mukesh Verma, Adv.  
Ms. Saima Bakshi, Adv.  
Mrs. Anil Katiyar, Adv.  
Mr. D.S. Mahra ,Adv

BSES Rajdhani  
BSES Yamuna

Mr. Abhijat P. Medh, Adv.  
Ms. Manali Singhal, Adv.  
Mr. Santosh Sachin, Adv.  
Mr. Aakarsh Kamra, Adv.

DHC

Mr. Annam D.N. Rao ,Adv.  
Ms. Neelam Jain, Adv.  
Mr. Aditya Sengar, Adv.

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Delhi Transco

Mr. Rakesh K. Sharma, Adv.  
Ms. Sangita Chauhan, Adv.

Mr. P.B. Suresh, Adv

Ms. Meera Mathur ,Adv

Mr. Sanjay Sharawat, Adv.

NDPL Mr. Amit Kapur, Adv.  
Mr. Anupam Varma, Adv.  
Ms. Dipika Kalia, Adv.  
Mr. Pukhrambam Ramesh Kumar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Pursuant to our order dated 24th January, 2011, Dr. Harish K. Ahuja, Joint Secretary (Power), Government of National Capital Territory of Delhi, is present in Court. An additional affidavit, detailing the status of commissioning of various power generation plants, has also been filed on behalf of Government of NCT of Delhi.

It appears from the affidavit that except for Damodar Valley Corporation Projects, other projects are at an advanced stage and are likely to be commissioned by the end of October, 2011. In the affidavit, it is also pointed out that an amount of Rs.8.77 crore has been deducted towards liquidated damages from the running bills submitted by M/s BHEL for delay in execution of the project at Bawana, Delhi.

Insofar as the Damodar Valley Corporation Projects are concerned, it is stated that the said projects are under the administrative control of Ministry of Power, Government of India and Delhi Discoms have entered into a Long Term

Power Purchase Agreements for a period of 25 years. The present status of the said projects has also been indicated along with the major reasons for delay in execution.

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During the course of hearing, Dr. Ahuja has apprised us of several measures being taken to conserve electricity and to minimize its wastage.

Let an affidavit be filed by the Government of NCT of Delhi detailing the steps being taken by its agencies to ensure that there is no unmetered supply of energy in Delhi, including in the Jhuggies; the ratio of energy consumption by different categories of consumers; steps to popularize the use of solar energy, particularly for the traffic signalling system in the city.

Insofar as the consumer pattern as also the steps to prevent theft of energy are concerned, we direct all the distribution companies, including the NDMC, to file their respective affidavits in this behalf. We may note that, according to Dr. Ahuja, the Aggregate Technical and Commercial (ATM) losses in Delhi have come down to less than 20%.

The requisite affidavits shall be filed within six weeks.

List on 7th April, 2011 at 3.00 p.m.

The presence of the officers is dispensed with for the time being.

(VINOD LAKHINA)  
Court Master

(KUSUM GULATI)  
Court Master