

**KERALA STATE ELECTRICITY REGULATORY COMMISSION**  
**THIRUVANANTHAPURAM**

**Present: Shri. Preman Dinaraj**

**IA.No. 08/2020**

In the matter of : Condonation of delay in filing Truing up petition of 2018-19

Petitioner : M/s Cochin Special Economic Zone Authority, Cochin

**Order dated 30-10-2020**

1. Instant petition is for condoning the delay in filing the Truing up petition for the year 2018-19 by M/s Cochin Special Economic Zone Authority. As per Regulation 10(2) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2018, the petition for Truing Up for 2018-19 is to be filed by the licensee on or before 30-11-2019. The petitioner states that the delay was occurred on account of the following reasons:
  - a. The Annual accounts of the licensee was audited by CAG in August 2019 and the final Separate Audit Report from CAG was received only in 31-12-2019.
  - b. The ARR&ERC Order of the licensee for the MYT period 2018-19 to 2021-22 was issued by the Commission on 02-12-2019 (OA 08/2019).
  - c. The Truing Up Order for the year 2017-18 was received by the licensee only on 16-03-2020 (OA 03/2020)
  - d. It is further claimed that, while preparing the formats for the truing up petition, lockdown on account of Covid 19 was announced from the last week of March and the office was closed for about six weeks. After the lifting of lock down, the office of the licensee has been functioning with limited staff strength. This resulted in delay in finalising the truing up petition and its filing.
  
2. The Commission examined the matter and the reasons given by the licensee for condoning the delay. As per the provisions of the Regulation, the petition for Truing Up for 2018-19 is to be filed by 30-11-2019. The Commission vide letter dated 09-09-2020 directed all licensees to file pending Truing Up petition by 15-10-2020. Based on the same the licensee filed the petition on 14-09-2020. Since the petition was defective on account of delay in filing the petition, the Commission

notified the licensee vide letter dated 30-09-2020. The licensee filed the petition for Condonation of delay vide letter dated 19-10-2020.

3. The Commission also examined the reasons furnished by the licensee. There is a delay of 9 ½ months in filing the petition. It is to be noted that the ARR&ERC Order for the licensee for the control period was issued only on 2-12-2019. Though the same may not explain the complete delay, the Commission after considering the matters relating to lockdown, is of the view that the delay can be condoned.

#### **Orders of the Commission**

4. After considering the matter in detail, the Commission hereby condones the delay in the filing and admit the petition on Truing up of Accounts for 2018-19 of the licensee for further processing. Issue notice to the petitioner.

Sd/-  
**Preman Dinaraj**  
**Chairman**

**Approved for Issue**

Sd/-  
**Secretary (i/c)**