

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

Present : Shri. R. Preman Dinaraj, Chairman  
Adv. A J Wilson, Member

**OP No.17 /2022**

In the matter of : Condonation of delay in filing the petition of ARR&ERC for  
the Control Period from 2022-23 to 2026-27  
Petitioner : M/s Rubber Park India [P] Limited

**Order dated 16-03-2022**

1. Instant petition is for condoning the delay in filing the petition of ARR&ERC for the Control Period from 2022-23 to 2026-27 by M/s Rubber Park India [P] Limited (hereinafter referred to the licensee or the petitioner). As per Regulation 10(1)(i) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2021, the petition for approval of ARR&ERC, including capital investment plan for each year of the control period is to be filed by the licensee on or before 31-12-2021. M/s Rubber Park India [P] Limited has filed petition for approval of ARR&ERC for the control period 2022-23 to 2026-27 vide letter dated 02-03-2022, which was received on 07-03-2022 in the Office of the Commission.
2. RPIL in their petition states that as they have filed the petition on 15.02.2022, there was a delay of 46 days from 31.12.2021. Since there was a delay, the licensee has also filed petition for condonation of delay along with prescribed fees.
3. RPIL further submits that the delay in filing the petition was due to the following reasons.
  - a. The finance personnel of the company who are involved in the preparation of ARR and ERC was also engaged in the finalization of the accounts for the company financial year 2020 - 21 till January 2022.
  - b. The said personnel got affected by Covid and subsequent leave which delayed the finalization.
  - c. The office of the company was also working with limited staff and the company was totally closed in different occasions due to the spread of Covid- 19 among the employees of the company.
4. RPIL, therefore, prayed before the Commission that the delay in filing the petition for approval of ARR&ERC for the control period 2022-23 to 2026-27 may kindly be

condoned.

5. The Commission examined the matter and the reasons given by the licensee for condoning the delay. As per Regulation 10(1)(i) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2021, the petition for approval of ARR&ERC including capital investment plan for each year of the control period is to be filed by the licensee on or before 31-12-2021. The licensee vide letter No. RP/F/04/015345 dated 12-01-2022 had sought time extension for filing ARR&ERC for the control period from 2022-23 to 2026-27 till 28.02.2022 and the Commission granted extension till 31.01.2022 vide letter dated 24.01.2022. So, for the purpose of computation of delay, the Commission has taken the period from the date till which extension was granted to the date of receipt of petition by the Commission, i.e, from 01.02.2022 to 07.03.2022. Accordingly, there is a delay of 34 days in filing the petition. The Commission after considering the matters relating to accounts finalization and the ongoing COVID 19 pandemic is of the view that the delay can be condoned.

### **Orders of the Commission**

6. After considering the matter in detail, the Commission hereby condones the delay of 34 days in the filing and admits the petition on ARR&ERC for the control period from 2022-23 to 2026-27 of the licensee for further processing.

Sd/-

**Adv. A. J. Wilson**

**Member (Law)**

Sd/-

**Preman Dinaraj**

**Chairman**

Approved for issue

Sd/-

Secretary