

201/TD/18

**BEFORE THE CENTRAL ELECTRICITY REGULATORY COMMISSION,
NEW DELHI**

PETITION No. MP/2018

In the matter of surrender the inter-State
trading licence of Reliance Energy Trading
Limited.

IN THE MATTER OF:-

Reliance Energy Trading Limited,
a company incorporated under the provisions
of the Companies Act, 1956, and having its
Registered office at H Block, 1st Floor,
Dhirubhai Ambani Knowledge City,
Navi Mumbai 400 710.

... Petitioner

PAPER BOOK

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Filed on: 05-06-2018
New Delhi

Filed by:

Hasan

HASAN MURTAZA
Advocate for the Petitioner
Mulla & Mulla & Craigie Blunt & Caroe
502, Nilgiri Apartments
9, Barakhamba Road
New Delhi 110 001

1820
2018

**BEFORE THE CENTRAL ELECTRICITY REGULATORY
COMMISSION, NEW DELHI**

PETITION No. _____ OF 2018

In the matter of surrender the inter-
State trading licence of Reliance
Energy Trading Limited.

IN THE MATTER OF:-

Reliance Energy Trading Limited,
a company incorporated under the provisions
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Registered office at H Block, 1st Floor,
Dhirubhai Ambani Knowledge City,
Navi Mumbai 400 710.

... Petitioner

HUMBLE PETITION OF THE PETITIONER ABOVENAMED:

MOST RESPECTFULLY SHEWETH:-

1. The Petitioner has been granted trading license on 30-06-2004 for the period of 25 years under Section 14 of EA03 by this Hon'ble Commission. Subsequently, on the application of Petitioner the category of Licence was downgraded from Category 'I' to Category 'IV' with effect from 1st April-2015 vide Hon'ble CERC order dated 28.09.2015 in petition no. 94/MP/2015. Copy of the trading licence issued by this Hon'ble Commission is annexed herewith as **Annexure "1"**.

2. The Petitioner is presently classified under Category 'IV' for trading electricity with volume upto 100 MU annually as per Central Electricity Regulatory Commission (Procedure, Terms and Conditions for grant of trading licence and other related matters) Regulations, 2009 as amended from time to time (hereinafter referred to as "Trading Licence Regulations").
3. The present Petition is being filed for surrender of the existing trading licence under Regulation 14(3) of Trading Licence Regulations reproduced herein below:

"(3) Where the licensee makes an application for revocation of licence, the application shall contain the following information and documents:

- (a) reasons for seeking revocation;
- (b) an affidavit to the effect that the licensee has deposited the licence fee for the year in which revocation is sought; that there are no undischarged liabilities against the licensee; that there are no operative contracts for trading of electricity to which the applicant is a party at the time of filing the said application;
- (c) an affidavit to the effect that the applicant has posted the complete application on its website and shall keep the application uploaded on its website till its disposal by the Commission;
- (d) documents showing that the licensee has published the notice about its application for revocation in two daily newspapers having circulation in each of the five regions in addition to those published from Delhi including one economic newspaper;

4. In view of stiff and tough competition, volatility and uncertainty in power trading, the Petitioner has not undertaken any trading activities for last 3 years. Looking at the future business potential of trading, the Petitioner is seeking to surrender its existing trading licence.
5. The Petitioner vide its letter dated 30.04.2018 had submitted that it will be filing the Petition shortly for surrender of license and in the said letter has also requested the Hon'ble Commission to waive the Licence Fee for the FY2018-19. Copy of the said letter is annexed herewith and marked as **Annexure "2"**.
6. The Petitioner submits that it does not have any undischarged liability against its inter-state trading licence nor any claim has been raised by any party for past 3 years. The Petitioner also submits that there is no operative contract pending against the licensee.
7. The Petitioner submits that, as mentioned herein above, it has not undertaken any trading activity for past 3 years. It is submitted that Hon'ble Commission in exercise of its powers under Regulation 17 of Trading Licence Regulations may relax the requirement of publishing the notice about its application for revocation in two daily newspapers and also exempt the Petitioner from payment of annual fees for FY2018-19 as per Regulation 14 (3) of Trading Licence Regulations which would add to the financial burden of the Petitioner.

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8. The Petitioner craves leave to add, amend, vary or delete all or any of the grounds mentioned above.

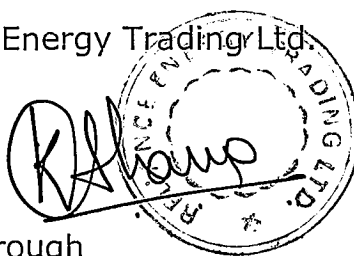
The Petitioner therefore prays:

- (a) that this Hon`ble Commission may be pleased to pass appropriate order for surrender of trading licence w.e.f from 01-04-2018. ;
- (b) to exempt the Petitioner from payment of annual fees for FY2018-19 and the requirement of publishing the notice about its application in two daily newspapers under Regulation 17 of Trading Licence Regulations
- (c) pass any such other and further reliefs as this Hon'ble Commission deems just and proper in the nature and circumstances of the present case.

Filed on : 05.06.2018 Reliance Energy Trading Ltd.

New Delhi

Through



Hasan

HASAN MURTAZA
Mulla&Mulla& Craigie Blunt &Caroe
502, Nilgiri Apartments
9, Barakhamba Road
New Delhi 110 00

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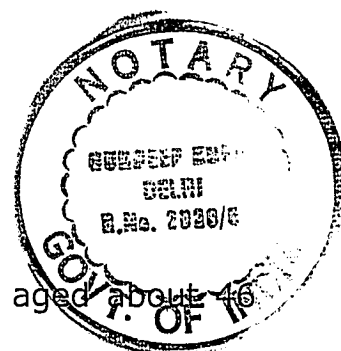
**BEFORE THE CENTRAL ELECTRICITY AND REGULATORY
COMMISSION, NEW DELHI**

PETITION No. OF 2018

IN THE MATTER OF :

Reliance Energy Trading Ltd, Petitioner

AFFIDAVIT



I Kapil Sharma S/o Late Shri Ramakant Sharma, aged about 46 years, Director of the Petitioner Company, Reliance Energy Trading Limited, having its Registered office at H Block, 1st Floor, Dhirubhai Ambani Knowledge City, Navi Mumbai 400 710, presently at New Delhi, do hereby solemnly affirm and state as under :

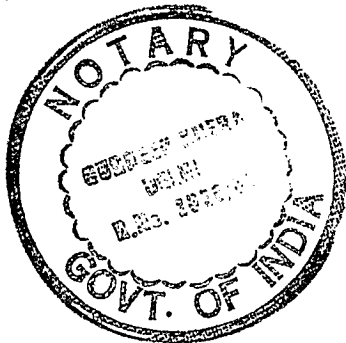
1. I say that I am duly authorized and competent to affirm this Affidavit for and on behalf of the Petitioner and I am acquainted with the facts and circumstances of the present case.

2. I state that the facts stated in the accompanying Petition are true and correct to the best of my knowledge based on the records of the Petitioner Company and that the legal submissions made therein are based upon information received by me and believed to be true. The present Petition has been drafted pursuant to my instructions and its contents are true and correct.

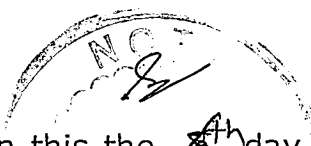
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3. I say that the Annexures to the Petition are true copies of their respective originals.

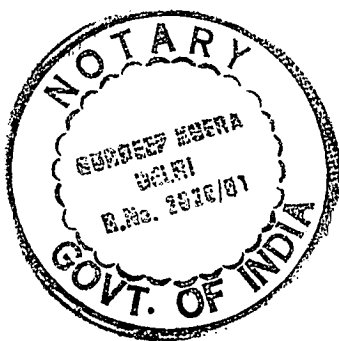
4. I say that nothing herein is false and no material has been concealed there from.



VERIFICATION



Verified at New Delhi on this the 5th day of June, 2018 that the contents of the above Affidavit are true and correct to the best of my knowledge. Nothing material has been concealed nor withheld there from.



ATTESTED
[Signature]
Notary Public

06 JUN 2018

[Signature]
I identify the deponent who has signed in my Presence

ANNEXURE - 1

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CENTRAL ELECTRICITY REGULATORY COMMISSION
3rd & 4th Floor Chanderlok, Building, 36 Janpath, New Delhi 110 001
(Tele No.23353503 FAX No.23753923)

Reference No. 94/MP/2015

29/01/2016

To

The Secretary
Ministry of Power
Govt. of India
Sharam Shakti Bhavan
Rafi Marg, New Delhi.

The Secretary
Central Electricity Authority
Sewa Bhavan, R.K. Puram
New Delhi

Subject: Amended to Trading Licence No. 4/Trading Licence/2004/CERC dated 30.6.2004 issued to Reliance Energy Trading Limited.

Sir,

I am directed to send herewith a copy of the above amended licence No. 4/Trading Licence/2004/CERC, dated 28th September, 2015 for your information.

Yours faithfully,



(T.D. Pant)
Deputy Chief (Legal)

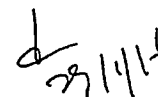
Encl: as stated.

Copy to:

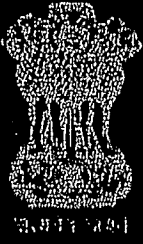
- The Chairman,
Power Grid Corporation of India Limited,
Plot No.2, Sector-29,
Gurgaon-122 001 (Haryana)



Mr. Kapil Sharma (Director),
Reliance Energy Trading Limited,
H Block, 1st Floor,
Dhirubhai Ambani Knowledge City,
Navi Mumbai - 400710



(T.D. Pant)
Deputy Chief (Legal)



केन्द्रीय विद्युत विनियामक आयोग
CENTRAL ELECTRICITY REGULATORY COMMISSION

तीसरा एवं चौथा तल, चंद्रलोक बिल्डिंग, 36 जनपथ, नई दिल्ली-110001
 3rd & 4th Floor, Chanderlok Building, 36 Janpath, New Delhi-110001

● **Amendment to Trading Licence No. 4/Trading/2004/CERC dated 30.6.2004 issued to Reliance Energy Trading Limited.**

Licensee for inter-State trading in electricity granted to Reliance Energy Trading Limited is downgraded from Category 'I' to Category 'IV' Licence with effect from 1.4.2015.

Authority :- Order dated 28.9.2015 in Petition No. 94/MP/2015.

Shubha Sarma
(Secretary)

● **Dated 28.9.2015**

Copy to:

- 1. Ministry of Power, Government of India**
- 2. Central Electricity Authority**
- 3. Power Grid Corporation of India Ltd. (CTU)**

Shubha Sarma
(Secretary)

Kasa
 — True Copy —

ANNEXURE-2

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RELIANCE

Reliance Energy Trading Limited
 Reliance Infrastructure Limited
 ABT Cell, SCADA Deptt., 1st Floor
 REMI, J-V Link Road
 Opp. SEEPZ Gate No.- 3, Aarey
 Goregaon (E), Mumbai - 400065
 Phone: 022-30093307/06
 Fax: 022-30093305
<http://www.relianceenergytrading.com/>

CIN: U 40109 MH 2003 PTC 141376

Ref: RETL/CERC/Licence/April'18

Date: 30.04.2018

The Secretary
 Central Electricity Regulatory Commission
 3rd Floor, Chanderlok Building
 36, Janpath, New Delhi- 110001

Sub: Payment of Annual Licence Fees of Reliance Energy Trading Limited (RETL) for FY-2018 -19.

Sir,

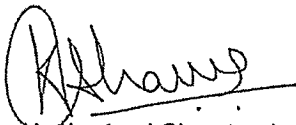
RETL was granted inter-state Trading Licence on 30.06.2004 for a period of 25 years under section 14 of EA03 by Hon'ble CERC. Subsequently on its application, the category of Licence granted to RETL was downgraded from Category 'I' to Category 'IV' with effect from 1st April-2015 vide Hon'ble CERC order dated 28.09.2015 in petition no. 94/MP/2015.

RETL has not undertaken any trading activities for last 3 years and is shortly filing a petition to surrender its inter-state trading Licence.

In view of the above, RETL is not paying the annual Licence fee for the year FY 2018-19.

Thanking you,

Yours faithfully,
 For Reliance Energy Trading Limited


 (Authorized Signatory)

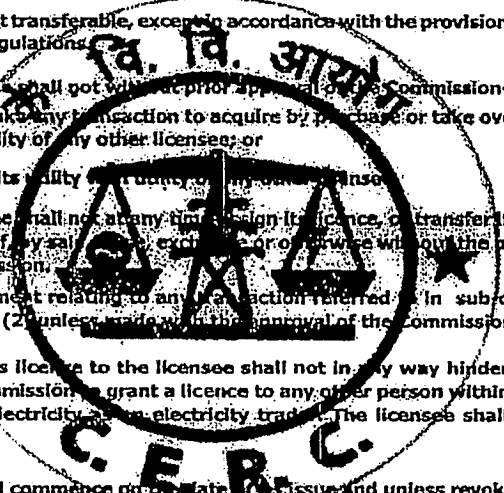
CENTRAL ELECTRICITY REGULATORY COMMISSION

LICENCE TO TRADE IN ELECTRICITY AS AN ELECTRICITY TRADER

No. 4/ Trading/CERC

Dated : 30th June, 2004

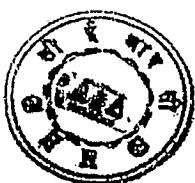
1. The Central Electricity Regulatory Commission (hereinafter referred to as "the Commission"), in exercise of the powers conferred under Section 14 of the Electricity Act, 2003 (36 of 2003) (hereinafter referred to as "the Act"), hereby grants this licence as a Category "A" trader to Reliance Energy Trading Private Limited (hereinafter referred to as "the licensee") to trade in electricity as an electricity trader in the whole of India, except the State of Jammu & Kashmir subject to the terms and conditions contained in the Act, (in particular, Sections 17 to 22 thereof, both inclusive), the Rules made by the Central Government (hereinafter referred to as "the Rules") and the Regulations specified by the Commission from time to time (hereinafter referred to as "the Regulations"), including statutory amendments, alterations, modifications, re-enactments thereof, which shall be read as part and parcel of this licence.
 2. The trading margin in the inter-state trading of electricity, fixed by the Commission, if considered necessary, shall apply to the licensee.
 3. This licence is not transferable, except in accordance with the provisions of the Act, the Rules and the Regulations.
 4. (1) The licensee shall not without prior approval of the Commission-
 - (a) undertake any transaction to acquire by purchase or take over or otherwise, the utility of any other licensee; or
 - (b) merge its utility with that of any other licensee.
 (2) The licensee shall not at any time assign its licence, or transfer its utility, or any part thereof, or any interest therein, or any part thereof, or any interest therein, without the prior approval of the Commission.
 - (3) Any agreement relating to any transaction referred to in sub-clause (1) and sub-clause (2) unless made with the approval of the Commission, shall be void.
5. The grant of this licence to the licensee shall not in any way hinder or restrict the right of the Commission to grant a licence to any other person within the same area for trading in electricity as an electricity trader. The licensee shall not claim any exclusivity.
6. This licence shall commence on the date of its issue and unless revoked earlier, shall continue to be in force for a period of 25 (twenty five) years from the date of its issue.
7. The licensee may with prior intimation to the Commission, engage in any business for optimum utilisation of its assets:
 Provided that the licensee shall not engage in the business of transmission of electricity.
8. Unless otherwise specified by the Commission, the licensee shall pay annual licence fee of Rs. one lakh, and licence fee for a part of the year shall be paid on pro rata basis, rounded off to the nearest hundred rupees.
 For the purpose of this clause, the "year" means a period of twelve months from 1st April of a calendar year to 31st March of the following calendar year.
9. The provisions contained in Sections 19 to 22, both inclusive, of the Act shall apply to the licensee with regard to revocation of licence and sale of his utility.
10. The licensee shall supply such information as may be called for by the Commission from time to time.



(Signature)
 (A.K. SACHAN)
 Secretary

P.T.O.

Consequent to issue of certificate of change of name dated 6.7.2004 by Asstt. Registrar of Companies, Maharashtra, from "Reliance Energy Trading Private Limited" to "Reliance Energy Trading Limited", change of name has been noted in the Commission's records in terms of order dated 6.9.2004 in IA No.39/2004 in Petition No.24/2004.



(Signature)
 (A.K. SACHAN)
 Secretary

Dated : 10.9.2004

True Copy