

ALL INDIA POWER ENGINEERS FEDERATION



(REGISTERED UNDER SOCIETIES ACT XXI of 1860), Regd. No. 24085/93

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No. 42 - 2026 / HERC.

31-08-2026

To

**The Secretary,
Haryana Electricity Regulatory Commission
Bays No. 33-36, Sector-4,
Panchkula – 134112, Haryana.**

Subject: Reminder regarding disclosure of the reported Expert Committee Report in HERC Petition No. 30 of 2026 and grant of an effective opportunity of hearing to all stakeholders before any further action on the proposed Parallel Distribution Licence.

Respected Sir,

Kindly refer to AIPEF's representation dated 20 August 2026 regarding the report of the Expert Committee constituted by the Hon'ble Commission vide Order dated 09.07.2026 in HERC Petition No. 30 of 2026 concerning the proposed grant of a Parallel Distribution Licence for the Revenue Districts of Gurugram and Nuh.

2. AIPEF is constrained to submit this reminder in view of reports and information indicating that the Expert Committee has completed its deliberations and submitted its report to the Hon'ble Commission.
3. AIPEF respectfully submits that, before any further consideration or action is taken on the basis of the said report, it is essential that the complete report, including all findings, recommendations, annexures and material relied upon by the Committee, be placed on record and made available to all respondents, intervenors and other affected stakeholders.
4. The matter assumes particular significance because the Committee was entrusted with examining several substantive and far-reaching issues directly relevant to the proposed grant of the Parallel Distribution Licence, including statutory eligibility, financial and technical capability, impact on the existing distribution system, consumer migration, tariff and cross-subsidy implications, universal service obligations, transmission and grid integration, consumer protection and the larger public interest.
5. The report of the Committee, therefore, cannot be treated as an internal or confidential document if its findings or recommendations are proposed to be taken into consideration in the adjudication of the petition. Any material which may influence or form the basis of the final decision of the Hon'ble Commission must necessarily be disclosed to the affected stakeholders.
6. AIPEF respectfully reiterates that the principles of fairness and natural justice require that all parties and intervenors be afforded a meaningful opportunity to examine the Expert Committee's findings and submit their written comments, objections and submissions before the Hon'ble Commission proceeds to consider or rely upon the report.

7. An opportunity of hearing can be meaningful only when the parties are aware of the material that may be relied upon in arriving at the final decision.
8. Disclosure of the report after the matter has substantially progressed towards a final decision would defeat the very purpose of providing an effective opportunity of participation and hearing to the stakeholders.
9. AIPEF therefore respectfully requests that, after making the report available, reasonable time (at least 3 months) may be granted to all stakeholders to file their detailed written submissions, followed by an opportunity of oral hearing before any final order is passed.
10. AIPEF also respectfully reiterates that its earlier objections regarding the constitution and composition of the Expert Committee remain pending and unresolved.
 - In particular, AIPEF had raised a serious issue concerning the inclusion of Shri Bibhu Prasad Mahapatra as a member of the Expert Committee. The objection was raised in the context of official records and reports concerning allegations relating to simultaneous receipt of salary and pension and consequential recovery proceedings.
11. AIPEF had clearly stated that it was not seeking to prejudge the merits or final outcome of any such proceedings. The issue was raised solely from the standpoint of institutional propriety, independence, credibility of the process and the need to maintain public confidence in a Committee entrusted with examining issues having major financial, regulatory and public consequences.
 - In view of the reported submission of the Expert Committee's report, this issue has acquired even greater significance.
12. AIPEF respectfully submits that where a principal intervenor has raised a specific and serious objection regarding the composition of a Committee, and where the objection concerns the institutional propriety and credibility of the process, the report submitted by such Committee cannot be treated as beyond scrutiny or automatically accepted without first considering the objections raised.
 - The Hon'ble Commission may kindly consider and decide AIPEF's objections regarding the constitution and composition of the Committee by an appropriate reasoned and speaking order before placing reliance upon its findings or recommendations.
13. AIPEF further respectfully submits that the Expert Committee's report, irrespective of its contents, can only be recommendatory in nature and cannot substitute the independent statutory and quasi-judicial adjudication required to be undertaken by the Hon'ble Commission.
 - The final decision regarding grant or rejection of the proposed Parallel Distribution Licence must be based upon the independent consideration of the Hon'ble Commission after taking into account:
 - the statutory provisions governing grant of a distribution licence;
 - pleadings and evidence available on record;
 - objections and submissions of respondents and intervenors;
 - the findings and recommendations of the Expert Committee, after the same have been disclosed and subjected to comments by stakeholders;

- consumer interest and consumer protection;
- tariff and cross-subsidy implications;
- impact upon existing distribution licensees and public infrastructure;
- transmission and grid security;
- universal service obligations;
- financial and commercial consequences; and
- the larger public interest.

14. The proposed Parallel Distribution Licence has significant implications not only for the applicant but also for existing consumers, the existing distribution licensee, public assets, employees and the overall electricity distribution framework of Haryana.

- The issues reportedly examined by the Expert Committee, including consumer migration, tariff implications, cross-subsidy, stranded costs, existing power purchase obligations, universal service obligations and consumer protection, are matters of substantial public importance.
- Complete transparency in the consideration of the Expert Committee's report is therefore essential to maintain confidence in the regulatory and adjudicatory process.

15. In view of the above, AIPEF once again most respectfully requests the Hon'ble Commission to:

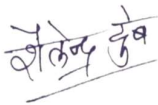
- Take this reminder on record along with AIPEF's earlier representations dated 15.07.2026 and 20.08.2026.
- Place the complete Expert Committee Report, including all annexures, findings, recommendations and material relied upon, in the public domain and furnish copies to all respondents, intervenors and affected stakeholders.
- Grant reasonable time to all stakeholders to examine the report and file their detailed written comments and objections.
- Provide an effective opportunity of oral hearing to AIPEF and all other concerned stakeholders before considering or relying upon the Expert Committee's report for deciding HERC Petition No. 30 of 2026.
- Consider and decide, through a reasoned and speaking order, the objections raised by AIPEF regarding the constitution and composition of the Expert Committee, including the objection concerning the inclusion of Shri Bibhu Prasad Mahapatra.
- Ensure that the reported Expert Committee Report is not acted upon or relied upon for any final determination until affected stakeholders have been provided a full and meaningful opportunity to examine and respond to the same.
- Ensure complete transparency and fairness in the proceedings by placing all material proposed to be relied upon in the adjudicatory process on the record, subject only to statutory exceptions, if any.

16. AIPEF respectfully submits that its participation in the proceedings is solely in furtherance of consumer interest, protection of public assets, institutional integrity and the long-term interests of the electricity sector.

- AIPEF sincerely hopes that the Hon'ble Commission will ensure complete transparency and provide all stakeholders a fair and meaningful opportunity to participate before any final decision is taken.
17. However, AIPEF reserves all its legal rights, objections, contentions and remedies available in law in respect of any action or decision taken without disclosure of the material relied upon and without providing an effective opportunity of hearing to the affected stakeholders.
 18. AIPEF respectfully requests that the above issues may kindly be considered urgently in view of the reported submission of the Expert Committee's report and the far-reaching consequences of the proposed Parallel Distribution Licence.

With highest regards,

Yours faithfully,



Shailendra Dubey
Chairman

Copy to:

1. The Chairman, Haryana Electricity Regulatory Commission, Panchkula.
2. The Members, Haryana Electricity Regulatory Commission, Panchkula.
3. All Respondents and Intervenors in HERC Petition No. 30 of 2026.