

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI**  
**Competition Appeal(AT) No. 01 of 2018**

**IN THE MATTER OF:**

**Tata Power Delhi Distribution Limited**

**...Appellant**

**Vs**

**Competition Commission of India and Anr.**

**....Respondents**

**Present:**

**For Appellant: Mr. Vikas Singh, Senior Advocate with Mr. Amitabh Kumar, Ms. Vibha Dhawan, Mr. Rahul Kinra, Ms. Diksha Rai, Advocates.  
Ms. Shrishti Banerjee, Ms. Aditi Sanghi- for TPDDL**

**For Respondents: Mr. Rajshekhar Rao and MS. Aakanksha Kaul, Advocates for Respondent No. 1 (CCI)  
Mr. M G Ramchandraan and Ms. Poorva Saigal, Advocates for Respondent No. 2.**

**ORDER**

**17.04.2018** It appears that there are some developments which have taken place during pendency of this appeal. It is informed that Respondent-NTPC has allowed the Appellant-Tata Power Delhi distribution Ltd. to form another unit (generating station) thereby allowed the Appellant to exist from five units, except three units. Out of the rest three units, certain proposals have been submitted by the Appellant to Respondent-NTPC, which are likely to be considered by the Respondent. Thereafter, the dispute will remain only in respect to one unit in regard to which interim order of stay has been passed by the Hon'ble Supreme Court.

Appellant is allowed to file Additional Affidavit within a week giving details of such developments and may show their intention in regard to the

rest two units subject to rights and contentions of the parties. Reply, if any, may be filed by Respondents within a week thereof.

Post the matter on **10<sup>th</sup> May, 2018**.

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[Justice S.J. Mukhopadhaya]  
Chairperson

[Justice Bansi Lal Bhat]  
Member (Judicial)

*Akc/gc*