



**ARUNACHAL PRADESH STATE ELECTRICITY REGULATORY COMMISSION
ITANAGAR**

MP- 05 of 2025.

IN THE MATTER OF:

Miscellaneous Petition filed by M/s Tarh Power Trading seeking grant of an Intra – State Power Trading License under Section 14 of the Electricity Act, 2003.

CORAM: **Mr. R.K. Joshi, Hon’ble Chairperson,**
 Mr. Nich Rika, Hon’ble Member (Law).

APPLICANT: Dr. Tarh Nachung, Proprietor, M/s Tarh Power Trading, Near Tarh Motors, LLP Complex, Lekhi Village, Naharlagun, Arunachal Pradesh.

APPEARANCE:

1. Shri Hillang Tasap, Authorized representative, M/s Tarh Power Trading.

Date of Hearing: 31. 08. 2026.

Date of Order: 01. 09. 2026.

ORDER

1. This Order relates to the Miscellaneous Petition filed by the applicant, M/s Tarh Power Trading having its office near Tarh Motors, LLP Complex, Lekhi Village, Naharlagun, Arunachal Pradesh. The applicant seeks grant of an Intra – State Power Trading License under Section 14 of the Electricity Act, 2003.

2. On the application being admitted, the Commission through Letter no. APSERC/RA-22/I/2025-26/314, dated 26.08.2025 directed the applicant to publish the petition in two [2] daily newspapers for comments and suggestions from the stakeholders.

3. In compliance of the direction, the applicant submitted a letter with reference no. APSERC/25-26/002, dated 11.09.2025 along with the copies of the daily newspapers, namely Arunachal Observer and The Arun Khabar, published on 05.09.2025. Subsequently, the matter was fixed for public hearing on 16.10.2025.

4. During the course of public hearing, the Commission observed certain deficiencies in the application, thus directed the applicant to furnish additional documents for further considerations.

5. The applicant vide letter no APSERC/25-26/002, dated 24.10.2025 had submitted additional documents. Upon careful scrutiny of the documents placed, the Commission observed that only a part of the documents was submitted. It was found that the manpower details did not meet the requisite parameter and experiences as essential for grant of a trading license under APSERC (Grant of Intra-State Trading License) Regulations, 2011.

6. As an encouragement for the local entrepreneur of the State, the commission adopted a lenient approach and further granted time to the applicant to furnish the details of the employee having the requisite experience in the power trading business. To be brought on record, till date the applicant has failed to furnish document as sought by the Commission.

7. Seen that applicant by its letter dated 14.07.2026 has prayed for withdrawal of petition and in addition has also made a request for refund of Security deposit fees.

8. The matter was listed for hearing on 31.08.2026.

SUBMISSION OF THE PETITIONER:

9. Shri Hillang Tasap, Authorized representative, M/s Tarh Power Trading submitted that the direction in the public hearing with regard to the manpower details and experiences as essential for grant of a trading license could not be complied due to personal hardship. The applicant seeks withdrawal of the petition and also refund of the application fees. Further the applicant prays that if the situation changes, liberty may be allowed to file the same with all requisite documents in future.

COMMISSION OBSERVATIONS:

10. The present application comes under the purview of Section 14 of the Electricity Act, 2003, which states that the State Commission has power grant license to any person. Section 14 of the Electricity Act, 2003 provides as under: -

“14. Grant of licence:

The Appropriate Commission may, on an application made to it under section 15, grant a licence to any person -

- (a) to transmit electricity as a transmission licensee; or*
- (b) to distribute electricity as a distribution licensee; or*
- (c) to undertake trading in electricity as an electricity trader,*

in any area as may be specified in the licence:”

11. It is clear that the Commission has exclusive jurisdiction to grant a license to any person under the above provision. The procedure has been enumerated in Section 15 of the Electricity Act, 2003. Further the Commission has also formulated its own Regulation “APSERC (Grant of Intra-State Trading License) Regulations, 2011”.

12. Going through to this present application, it is seen that during the public hearing on 16.10.2025, the Commission observed that only a part of the documents was submitted. The vital information regarding the manpower details and its experience was not furnished by the applicant. To encourage the local entrepreneur of the State ample opportunity was

provided to the applicant, but still to this date the requisite documents have not been provided.

13. The Commission had the recourse under Section 15 (6) (b) of the Electricity Act, 2003 to reject the application, if such application does not conform to the provisions of this Act or the rules and regulations made thereunder or the provisions of any other law for the time being in force, but prefer not to do so in the interest of the applicant being an entrepreneur of the State.

14. We are here as of the applicant letter's dated 14.07.2026 in which he has prayed for withdrawal of petition and in addition has also made a request for refund of Security deposit fees.

15. Seen that the applicant has deposited an amount of ₹ 5,00,000/- on two occasions, i.e. ₹ 1,50,000/- on 20.08.2025 and ₹ 3,50,000/- on 12.12.2025. As mandatory under Clause 13 Sub-Clause (6) APSERC (Conduct of Business) Regulations, 2011, the fee specified must be submitted along with the petition.

16. By going through the records and materials placed before the Commission, we see that that the applicant by its letter 19.06.2025 has attached the proof of payment in regard to prescribed application fee to the amount ₹ 1,50,000/- on 20.08.2025. it is clear, once the fee prescribed is submitted along with the petition, then only the Commission further consider the matter.

17. The Commission after having afforded due consideration to the applicant by admitting the petition, giving direction to publish the petition in two daily newspaper and fixing the public hearing for comments and suggestions of the stake holders cannot consider the prayer for refund the petition fee. Fault lies on the applicant who failed to the comply to the directions as given in public hearing on 16.10.2025

as mandate under APSERC (Grant of Intra-State Trading License) Regulations, 2011". Time was granted as per convenience of the applicant, but still, the applicant has not complied with the directions.

18. Be it so, keeping in mind that the applicant is entrepreneur of the State with a positive mindset to be a power trader in future. We allow a refund of ₹3,50,000/- towards the applicant as an exceptional, only for this instant application.

19. As on the prayer made by the applicant, who does not wish to pursue the application further. Liberty is with applicant to approach the Commission for consideration of fresh application under Section 14 of the Electricity Act, 2003.

20. With the observation above, the instant MP 05 of 2025 stand dismissed upon withdrawn by the applicant.

BY ORDER OF THE COMMISSION


Secretary
APSERC