

Name:

Enrolment No:



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2019

Course: Energy Litigation
Program: BA.LL.B (H) EL
Course Code: LLBD523

Semester: IXth
Time 03 hrs.
Max. Marks: 100

Instructions: Attempt all the questions

	Write short notes on following	Marks	CO
1)	Wheeling Charges	2	CO1
2)	Captive Power Generation	2	CO1
3)	RPOs	2	CO2
4)	'Electricity' is a subject under Schedule VII, List And Entry number of the Constitution of India, 1950.	2	CO2
5)	Cross Subsidies	2	CO2

SECTION B

	Explain and analyze the concepts of -		
Q2)	Rural Electrification in India	5	C04
Q3)	Right of Way	5	
Q4)	'Restrictive Trade Practice' under PNGRB Act, 2006	5	
Q5)	Dispute Resolution under MRSC and 'Sole Expert'	5	C04

SECTION-C

	Answer the following questions		
Q6)	What does 'Open Access' mean in power sector? How is the Electricity Act, 2003 creating a policy landscape facilitating 'open access'?	10	C03
Q7)	Explain the process of Power Trading in India and the scope of private participation in the process.	10	C03

SECTION-D

	Answer the following questions		
Q8)	<p><i>“The Petroleum & Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 is a colorable legislation, which in the garb of acquiring ‘right of user simpliciter’ is actually acquiring the property and therefore must be made to disappear from the Statute Books of India.”</i></p> <p>Comment on the previously mentioned statement in light of the objects and purposes of the aforementioned legislation and discuss the various arguments challenging the constitutionality of the legislation referring to the judgment of Honorable Apex Court of India in (2016) 9 SCC 791.</p>	(10+10)	C02
Q9)	<p>Discuss and analyze India’s renewable energy aspirations and reforms in the laws and policies. How is the mechanism of RPOs and captive power generation contributing in the achievement of this objective?</p>	(10+10)	C03
Q10)	<p>The Distribution Company of the area accuses Mr. A to have committed ‘theft of electricity’. Discuss the dispute resolution mechanism of ‘power theft’ aspects under the Electricity Act, 2003. Discuss with the help of cases also.</p>	10	CO4