

Name:
Enrolment No:



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2018

Course: Energy Sector Laws & Regulations
Programme: MA - Energy Economics
Time: 03 hrs.

Semester: III
Course Code: OGET8005
Max. Marks: 100

Instructions: Students should attempt all the four parts (A,B,C,D)

SECTION A

S. No.	Attempt any 10 questions: 10x2	Marks	CO
Q 1	<ul style="list-style-type: none">i. Which law says that electricity is "Goods".ii. Which laws were repealed by electricity Act, 2003.iii. What does "Bureau" mean under energy <u>conservation</u> Act, 2001.iv. Whether "Stocks and Share" are goods under sale of goods Act, 1930.v. Whether generation of electricity requires any licence ... Yes / No.vi. Energy management centre was a society registered undervii. What is <u>Energy Audit</u>.viii. Mention any 3 Essentials of a valid contract under contract Act, 1872.ix. What is captive generation plant.x. C.E.R.C stands forxi. What is the function of regional power committee.xii. Who is "Unpaid Seller" as per section 45 of sale of goods Act, 1930.	20	1, 2

SECTION B

Explain any 4

Q 2	<ul style="list-style-type: none">i. Designated consumer.ii. Grid / Grid Code / Grid Standards.iii. Differences between Sale & Agreement to sell.iv. Electricity is "Service".v. Appellate Tribunal under electricity Act, 2003.vi. Open Access.	4*5 = 20	2, 3, 4
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SECTION-C

Explain any 5

Q 3	<ul style="list-style-type: none"> i. Suits for price (section 55), damages for non acceptance of goods (section 56), specific performance (section 58). Remedy for breach of warranty (section 59) under sale of goods Act, 1930. ii. Any 10 functions of Central Electricity authority. iii. Constitution of governing council of bureau of energy efficiency. iv. Definitions of ‘complainant’, ‘Consumer’, “defects” and “deficiency” under consumer protection Act, 1986. v. Refining under petroleum Act, 1934 and rules, 2002. vi. Role of consumers Redressal forum and ombudsman (section 42 electricity Act, 2003) and special courts. vii. Anti competitive agreements under competition act, 2002. 	5*6 = 30	3, 4, 5
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SECTION-D

Explain any 5 judgements of Supreme Court and other courts.

Q	<ul style="list-style-type: none"> i. <u>Scope of electricity Act, 2003</u> as mentioned by Supreme Court of India on its judgement in the case of PTC India Ltd. versus central electricity regulatory commission (2010) 4 S.C.C 603 ii. In sale of a motor vehicle under sale of goods Act, 1930, whether transfer in <u>registration certificate</u> is required. United India Fire, general Insurance Co. Ltd. versus Smt. Kanchan Bai AIR 1981 MP 225 iii. For which <u>deficiencies</u>, a consumer of electricity can move petition under consumer protection act, 1986 TN Gupta versus Delhi electricity supply undertaking. (1993) CPJ 27 (NC) iv. In the case of unauthorised use of electricity. (Punjab state Electricity Board versus Vishwa Caliber Builders Pvt. Ltd.) (2010) 4 S.C.C. 539 Supreme Court pointed out <u>jurisdictional error</u> on the part of ombudsman. Explain v. Whether <u>writ petition</u> is maintainable under Article 226 of Indian constitution with regard to dispute of Electricity Bill Delhi High Court (2005) (125)DLT 705 Anupam Theatres Exhibitors Pvt. Ltd. Versus B.S.E.S Rajdhani Power Ltd. vi. Risk of <u>deterioration is goods sent</u> through railway rests with the buyer. Explain the judgement of Kerala High Court. Suresh Kumar versus Assan Koy & Sons AIR 1990 Kerala 20 	5*6 = 30	4, 5
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