

Record of proceedings dated 03-09-2016

RP No.1 / 2010 in O.P.Nos.17 to 20 / 2008
M/s. RPP Ltd Vs DISCOMs

Petition for reviewing the tariff order dated 20.03.2009 in O.P.Nos.17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

Call on:

05-11-2016
at 11:00 AM

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RP No.2 / 2010 in O.P.No.21 / 2008
M/s. RPP Ltd Vs APTRANSCO

Petition for review of tariff order dated 20.03.2009 in O.P.No.21 of 2008 in respect of transmission tariff for FY 2009-10 to 2013-14.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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RP No. 3 / 2010 in O.P.Nos.17 to 20 / 2008
KCP & 2 others Vs APPCC, APTRANSCO & DISCOMs

Petition for reviewing the tariff order dated 20-03-2009 in O.P.Nos.17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

Sri Challa Gunaranjan, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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RP No. 4 / 2010 in O.P. No. 21 / 2008
KCP & 2 others Vs APPCC, APTRANSCO & DISCOMs

Petition for review of tariff order dated 20-03-2009 in O.P. Nos.17 to 20 of 2009 in respect of transmission tariff for FY 2009-10 to 2013-14.

Sri Challa Gunaranjan, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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RP No. 5 / 2010 in OP Nos.17 to 20 / 2008
Small Hydro Power Developers Association & 16 others Vs DISCOMs

Petition for reviewing the tariff order dated 20-03-2009 in O.P.Nos.17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

Sri K. Gopal Choudary, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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at 11:00 AM

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OP No.16 of 2010 & IA No.7 of 2011
Tata Trading Company Vs DISCOMs & APTRANSCO

Petition against the illegal, unilateral and wrongful deductions towards illegal compensation claim for supply of short term power

Interlocutory petition filed by the petitioner in the OP seeking interim orders for release of the amounts on production of bank guarantee pending disposal of the main O.P. i.e., O.P.No.16 of 2010

Sri Janardhan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Stay granted by the Hon'ble High Court is stated to be still continuing. Hence, posted to 05-11-2016.

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at 11:00 AM

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O.P.No.495 of 2003
AP TRANSCO Vs M/s. Andhra Pradesh Paper Mills & others

Commission by order dated 22-03-2004 determined Bulk Supply Tariff, Transmission Charges, SLDC Charges (Common order in O.P.Nos.495 to 499 of 2003)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and Sri Challa Gunaranjan, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.496 of 2003

APEPDCL Vs M/s. Andhra Pradesh Paper Mills & others

Commission by order dt.22-03-2004 determined distribution and retail supply tariffs (Common order in O.P.Nos.495 to 499 of 2003)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and Sri Challa Gunaranjan, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.497 of 2003
APCPDCL Vs M/s. Andhra Pradesh Paper Mills & others

Commission by order dt.22-3-2004 determined distribution and retail supply tariffs
(Common order in O.P.Nos.495 to 499 of 2003)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and Sri Challa Gunaranjan, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.498 of 2003
APNPDCL Vs M/s. Andhra Pradesh Paper Mills & others

Commission by order dt.22-03-2004 determined distribution and retail supply tariffs
(Common order in O.P.Nos.495 to 499 of 2003)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and Sri Challa Gunaranjan, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.499 of 2003

APSPDCL Vs M/s. Andhra Pradesh Paper Mills & others

Commission by order dt.22-03-2004 determined distribution and retail supply tariffs
(Common order in O.P.Nos.495 to 499 of 2003)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and Sri Challa Gunaranjan, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.30 /2004

APTRANSCO Vs Small Hydro Power Developers' Association & others

Commission by order dated 22-03-2005 determined Bulk Supply Tariff, Transmission Charges, SLDC Charges (Common order in O.P.Nos.30 to 34 of 2004)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary and, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.31 /2004
APCPDCL Vs Small Hydro Power Developers' Association & others

Commission by order dt.22-3-2005 determined distribution and retail supply tariffs
(Common order in O.P.Nos.30 to 34 of 2004)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P. No. 32 /2004

APEPDCL Vs Small Hydro Power Developers ' Association & others

Commission by order dt 22-3-2005 determined distribution and retail supply tariffs
(Common order in O.P.Nos. 30 to 34 of 2004)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P. No. 33 /2004
APNPDCL Vs Small Hydro Power Developers ' Association & others

Commission by order dt 22-3-2005 determined distribution and retail supply tariffs
(Common order in O.P.Nos. 30 to 34 of 2004)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P. No. 34 /2004

APSPDCL Vs Small Hydro Power Developers ' Association & others

Commission by order dt.22-3-2005 determined distribution and retail supply tariffs
(Common order in O.P.Nos.30 to 34 of 2004)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.1 of 2006
APTRANSCO Vs Small Hydro Power Developers ' Association & others

Determination of tariffs including transmission charges. Certain generators questioned the Tariff Order dt.23.03.2006 in respect of levy of transmission charges.

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.2 of 2006

APCPDCL Vs Small Hydro Power Developers ' Association & others

Commission by a common order dated 23-03-2006 determined distribution tariff for control period 2006-07 to 08-09 and RST for FY 2006-07 for 4 discoms

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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at 11:00 AM

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O.P.No.3 of 2006
APEPDCL Vs Small Hydro Power Developers ' Association & others

Commission by a common order dated 23-03-2006 determined distribution tariff for control period 2006-07 to 08-09 and RST for FY 2006-07for 4 discoms

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.4 of 2006
APNPDCL Vs Small Hydro Power Developers ' Association & others

Commission by a common order dated 23-03-2006 determined distribution tariff for control period 2006-07 to 08-09 and RST for FY 2006-07for 4 discoms

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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O.P.No.5 of 2006
APSPDCL Vs Small Hydro Power Developers ' Association & others

Commission by a common order dated 23-03-2006 determined distribution tariff for control period 2006-07 to 08-09 and RST for FY 2006-07 for 4 discoms

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri K. Gopal Choudary, learned counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 05-11-2016.

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at 11:00 AM

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O.P. No. 57 of 2014 & I.A. No. 8 of 2015
Sardar Power Pvt Ltd Vs APEPDCL

Petition filed for determination of capital cost and consequent re-determination of tariff for the first 10 years of operation with effect from 17.07.2008 (being COD of the project) pursuant to the Judgment of Hon'ble ATE dt. 20.12.2012 in Appeal No. 172 of 2011 and batch

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Sri P. Shiva Rao, learned Standing Counsel for the respondent submitted that the appeal is still pending before the Hon'ble Supreme Court and he has to still get instructions. Hence, posted finally to 22-10-2016.

Call on: 22-10-2016
at 11:00 AM

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O.P. No. 60 of 2012
Nile Ltd Vs APSPDCL & TSSPDCL

Petition Seeking directions for payment on the monthly power bills

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

At request of Sri P. Shiva Rao, learned Standing Counsel for respondents 1 & 2 as calculation of proportionate liability is said to have been not yet finalized. Hence, posted to 17-09-2016.

Call on:

17-09-2016
at 11:00 AM

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O.P. No. 20 of 2016 & IA. Nos. 7 & 8 of 2016
M/s. ACME Jaisalmer Solar Power Pvt. Ltd Vs APSPDCL

Petition u/s 86 (1) (f) of the Electricity Act, 2003 r/w Article 9 of the PPA dt.05-12-2014 r/w Regulation Nos. 55 (Saving of inherent power of the Commission), 57 (Power to remove difficulties) and 59 (Extension or abridgment of time prescribed) of the APERC (Conduct of Business) Regulations, 1999 and Regulation 85 (Power to relax) of CERC (Terms & Conditions for tariff determination from renewable energy sources) Regulations, 2012 seeking extension of COD for actual delay of 70 days.

Sri Buddy Ranganadhan, Sri P. Vikram and Sri Anurag Sharma, Advocates for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Further arguments of Sri Ranganathan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are heard. For orders, posted to 01-10-2016.

Call on:

01-10-2016
at 11:00 AM

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O.P. No. 36 of 2014

GMR Vemagiri Power Generation Ltd Vs APPCC, APTRANSCO & 4 DISCOMs

Restored the matter vide orders dt. 19-12-2015 passed by the Commission in I.A. No. 11 of 2015 in O.P. No. 26 of 2012

Sri Kaustubh Mishra, Advocate for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Sri P. Shiva Rao, learned Standing Counsel for the respondents has stated that the details of the account directed to be furnished to the Commission and the other side by 27-08-2016 could not be furnished. As a last chance, the respondents shall submit the details of their account to the Commission including all details of any amounts claimed to be set off from the amounts payable to the petitioner on or before 09-09-2016. The petitioner may file the response to the same before the Commission on the next date of hearing. Matter is posted to 17-09-2016.

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17-09-2016
at 11:00 AM

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O.P. No. 32 of 2015

M/s. ITC Ltd Vs APTRANSCO & APSLDC

Petition under Sections 62(6), 142 & 146 of the Electricity Act, 2003 for recovery of transmission charges collected contrary to Transmission Tariff Order dated 09-05-2015 and interest thereon

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Sri P. Shiva Rao, learned Standing Counsel for the respondents submitted that negotiations are in progress between the parties on the liability of the respondents for payment of interest and Sri K. Gopal Choudary, learned counsel for the petitioner stated that he has no instructions on the subject from a proper authority of the petitioner. Hence, posted to 24-09-2016 for reporting by the parties, the result of the negotiations or for reply and further hearing.

Call on:

24-09-2016
at 11:00 AM

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O.P. No. 27 of 2015 & I.A. No. 35 of 2015

Sammera Paper Industry Ltd Vs APEPDCL

Petition u/s 62 (1) (a) read with 86 (1) (a) of the Electricity Act, 2003 to direct the respondent to purchase power generated by it and to pay the generic tariff fixed by the Commission as well as the Interlocutory Application

Sri Challa Gunaranjan, learned counsel for the petitioner, Sri P. Shiva Rao, learned Standing Counsel for the respondent and Sri M. Venugopala Rao, learned objector are present.

Orders are not ready. For orders, posted to 08-09-2016 at 12:00 noon.

Call on:

08-09-2016
at 12:00 noon

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O.P. No. 18 of 2016

APEPDCL Vs M/s. Vishnu Vidyut India Ltd.

Petition filed on the representation of M/s. Vishnu Vidyut India Ltd., 7.5 MW Bio-mass based power plant for sale of power to APEPDCL under long term PPA

Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri Challa Gunaranjan, learned counsel for the respondent and Sri M. Venugopala Rao, learned objector are present.

Orders are not ready. For orders, posted to 08-09-2016 at 12:00 noon.

Call on:

08-09-2016
at 12:00 noon

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Public hearing on 03-09-2016 on the petition filed by M/s.REI Power Bazaar Pvt. Ltd., under Section 86 (1) (k) r/w Section 66 of the Electricity Act, 2003 seeking permission for setting up and operation of intra-state power market in the State of Andhra Pradesh. Public hearing on the maintainability of the said petition in the absence of any regulation relating to development of market in power.

Sri P. Vikram, learned counsel for the petitioner and Sri M. Venugopala Rao, learned objector are present.

Sri P. Vikram, learned counsel for the petitioner sought for time for filing the response. Hence, time extended for filing of the responses and objections of Sri M. Venugopala Rao, learned objector till 24-09-2016.

Call on: 24-09-2016
at 11:00 AM

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I.A. No. 5 of 2016 & I.A. No. 9 of 2016 in O.P. No. 21 of 2015
Hinduja National Power Corporation Ltd (HNPCL) Vs APEPDCL & APSPDCL

Public hearing on 03-09-2016 in the matter of the petition for determination of capital cost of the coal fired power station of 1040 MW (2 x 520 MW) capacity in the District of Visakhapatnam under Clause 10.8 of Regulation No. 1 of 2008 (Terms and conditions for determination of tariff for supply of electricity by a generating company to distribution licensee and purchase of electricity by distribution licensee) Regulations, 2008 r/w 61, 62 & 64 of the Electricity Act 2003

I.A. No. 5 of 2016 filed by the petitioner (HNPCL) seeking directions of the Commission to the respondents to pay tariff of Rs. 1.80 per unit as variable cost ad Rs. Rs. 2.16 per unit as the fixed cost (aggregating to Rs.3.96 per unit at 80% availability), with effect from 01-04-2016, by curtailing the control period from 30-04-2016 to 31-03-2016.

I.A. No. 9 of 2016 filed by the respondents (APDISCOMs) requiring a detailed breakup of the estimated project cost from June 2010 to date of filing of the original petition.

Sri Sridhar Prabhu, learned counsel for the petitioner, Sri P. Shiva Rao, learned Standing Counsel for the respondents and Sri M. Venugopala Rao, learned objector are present.

Learned counsel for the petitioner Sri Sridhar Prabhu requested for time to give response to the suggestions/objections of the other stakeholders. Hence, the petitioner shall furnish the responses to the suggestions/objections of the other stakeholders (other than the respondents) by 01-10-2016 before the Commission and also to the stakeholders/objectors/respondents. The main petition is posted for hearing to 17-10-2016 at 11:30 AM. Both the interlocutory applications be called along with the main petition.

Call on:

17-10-2016
at 11:30 AM

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O.P. No. 19 of 2016

APEPDCL & APSPDCL Vs Hinduja National Power Corporation Ltd (HNPCL)

Public hearing on 03-09-2016 in the matter of the petition for grant of approval of PPA to 1040 MW (2 x 520 MW) coal fired power station of HNPCL under section 86 (1) (b) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri Sridhar Prabhu, learned counsel for the respondent and Sri M. Venugopala Rao, learned objector are present.

The respondent has filed its reply to the objections and suggestions received from the other stakeholders and the responses of the petitioners. Reply to the objections and suggestions of the stakeholders by the petitioners, has already been filed. For counter of the respondent and for further hearing, matter is posted to 17-10-2016 at 11:30 AM. Counter of the respondent shall be filed before the Commission and served on the petitioners and the objectors by 01-10-2016.

Call on:

17-10-2016
at 11:30 AM

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Public hearing on 03-09-2016 in the matter of Long Term Open Access Agreements (LTOAs) - (i) LTOA applicable for other than Wind, Solar, Small Hydro and Municipal Solid Waste Power Plants (ii) LTOA applicable for Wind, Solar, Hybrid of Solar, Small Hydro and Municipal Solid Waste Power Plants

Sri P. Shiva Rao, learned Standing Counsel for Eastern Power Distribution Company of Andhra Pradesh Limited and Transmission Corporation of Andhra Pradesh Limited is present.

Sri P. Shiva Rao, learned Standing Counsel for Eastern Power Distribution Company of Andhra Pradesh Limited and Transmission Corporation of Andhra Pradesh Limited stated that they have no further submissions to make apart from objections which are already submitted in writing. Hero Future Energies Pvt. Ltd., and Adani Green Energy Ltd., are unrepresented. All the suggestions/views will be duly considered before finalizing the matter and appropriate orders will be passed in due course on the subject.

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