

Record of proceedings dated 27-01-2018

Public Hearing in the matter of allocating inflated demand by the Andhra Pradesh Gas Power Corporation Ltd (APGPCL) to its shareholders.

Sri P. Shiva Rao, learned Standing Counsel for the AP Distribution Companies and Ms. Rashmi G. Kamath, Advocate, Indus Law Firm for APGPCL, Sri Challa Gunaranjan, learned counsel for (i) Sri Satyanarayana Spinning Mills Limited (ii) Sree Akkamamba Textiles Limited & (iii) India Cements Limited, Sri K. Gopal Choudary, learned counsel for (i) International Paper APPM Limited, (ii) The Andhra Sugars Limited, (iii) The Andhra Petrochemicals Limited, (iv) Hindustan Zinc Limited (Vedanta), (v) Precot Meridian Limited, (vi) LG Polymers India Private Limited & (vii) Sri Dhanalakshmi Cotton & Rice Mills Private Limited and Sri M. Venugopala Rao, Sr. Journalist & Convenor, Centre for Power Studies, learned objectors are present.

At request on behalf of Sri C.V. Mohan Reddy, Senior Counsel due to his personal inconvenience, the matter is posted to 03-03-2018.

Call on:

03-03-2018
at 11:00 AM

Sd/-
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CHAIRMAN

O.P.No. 47 of 2017 & I.A. No. 28 of 2017
A.P. Power Development Company Ltd (APPDCL) Vs APSPDCL & APEPDCL

Application for determination of tariff for supply of electricity generated at the Sri Damodaram Sanjeevaiah Thermal Power Station (SDSTPS) (2 x 800 MW) to the APDISCOMs from 05-02-2015 for the rest of the control period of 2014-19 of 2 x 800 MW

Application filed u/s 94 (2) of the Electricity Act, 2003 praying the Commission to pass interim orders directing the respondents to pay an interim tariff of Rs4.04 per kWh for the energy supplied by it to the respondents during FY 2017-18, pending disposal of the main petition in O.P.No. 47 of 2017.

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

Time extended for counter at request of Sri P. Shiva Rao, learned Standing Counsel for the respondents till 17-02-2018. Additional submissions are filed by Sri M. Thimma Reddy, learned objector.

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at 11:00 AM

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O.P.No. 48 of 2017

APSPDCL & APEPDCL Vs APGENCO

Application filed under Section 21 (1), (5) of the A.P. Electricity Reform Act, 1998 for granting consent for the Amended and Restated PPA for 2 x 25 MW Nagarjuna Sagar Tail Pond Hydro Electric Station (NSTPHES) dated 02-08-2017

Sri P. Shiva Rao, learned Standing Counsel for the petitioners is present.

No objectors are present. Sri P. Shiva Rao, learned Standing Counsel for the AP Discoms. Hence, the matter is posted for hearing finally to 24-02-2018.

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at 11:00 AM

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I.A.No. 5 of 2017 in O.P.No. 28 of 2016
APSPDCL Vs ---

In the matter of approval for additional surcharge from Open Access consumers during FY 2017-18 under Section 42 (4) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri Challa Gunaranjan, learned counsel for (i) The India Cements Limited, (ii) M/s. Parasakti Cement Industries Limited, (iii) M/s. KCP Cement & Sugar Industries Limited, (iv) M/s. GREENCO, (v) Reddy Laboratories & (v) Mylan Laboratories, Sri Alladi Ravinder, learned counsel for M/s. Sree Rayalaseema Alkalies and Allied Chemicals Limited and Sri Anand K Ganesan, learned counsel for Indian Energy Exchange (IEX), learned objectors are present.

Sri P. Shiva Rao, learned Standing Counsel for the petitioner stated that replies to the additional objections of the objectors were filed. For hearing, the matter is posted to 17-03-2018.

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17-03-2018
at 11:00 AM

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CHAIRMAN

I.A.No. 6 of 2017 in O.P.No. 29 of 2016
APEPDCL Vs ---

In the matter of approval for additional surcharge from Open Access consumers during FY 2017-18 under Section 42 (4) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri Challa Gunaranjan, learned counsel for (i) The India Cements Limited, (ii) M/s. Parasakti Cement Industries Limited, (iii) M/s. KCP Cement & Sugar Industries Limited, (iv) M/s.

GREENCO, (v) Reddy Laboratories & (v) Mylan Laboratories, Sri Alladi Ravinder, learned counsel for M/s. Sree Rayalaseema Alkalies and Allied Chemicals Limited and Sri Anand K Ganesan, learned counsel for Indian Energy Exchange (IEX), learned objectors are present.

Sri P. Shiva Rao, learned Standing Counsel for the petitioner stated that replies to the additional objections of the objectors were filed. For hearing, the matter is posted to 17-03-2018.

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at 11:00 AM

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Public hearing on Load Forecasts, Resource Plans, Investment Plans and State
Electricity Plan

Sri P. Shiva Rao, learned Standing Counsel for the utilities, Sri K. Gopal Choudary, learned Amicus Curiae, Sri M. Venugopala Rao and Sri M. Thimma Reddy, learned objectors are present.

At request to furnish finalized proposals to the learned *Amicus Curiae*, the matter is posted to 03-02-2018.

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03-02-2018
at 11:00 AM

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Public hearing on Procurement of 400 MW Power from M/s. Simhapuri Energy Limited for a period of 12 years against 1000 MW Bids using imported coal from captive mines as fuel under long term by APSPDCL under DBFOO bidding - Approval for tariff adoption under Section 63 of the Electricity Act 2003.

Sri K. Gopal Choudary, learned counsel for M/s. Simhapuri Energy Limited, Sri P. Shiva Rao, learned Standing Counsel for APSPDCL, Sri M. Thimma Reddy and Sri M. Venugopala Rao, learned objectors are present.

Sri P. Shiva Rao, learned Standing Counsel for the AP Distribution Companies stated that want of information to him continues. Hence, the matter is posted to 03-03-2018.

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at 11:00 AM

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O.P. No. 5 of 2017
FOR ORDERS
APSPDCL & APEPDCL Vs ---

Petition filed under Regulation 55 (1) & (2) of APERC (Conduct of Business) Regulations, 1999 and Regulation 23 to 26 of the APERC (Terms and Conditions for tariff determination for wind power projects in the State of AP for the period of FY 2015-16 to FY 2019-20) Regulations, 2015 requesting the Commission to curtail or limit the control period of the above mentioned Regulation No. 1 of 2015 upto 31-03-2017

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri Satyanarayana, learned counsel representing Sri P. Vikram, learned counsel for Indian Wind Energy Association, Sri M. Thimma Reddy, Sri V. Sailendra representing Indian Wind Power Association (AP State Council), Ms. Rajeswari representing Axis Energy Ventures and Sri Challa Gunaranjan, learned counsel for Greenco Rayala Wind Power Private Limited, learned objectors are present.

Orders are not ready. Hence, the matter is posted for orders to 03-03-2018. Objections filed on behalf of Greenco Rayala Wind Power Private Limited are received.

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I.A. No. 12 of 2017 in O.P. Nos. 1 & 2 of 2015
APSPDCL & APEPDCL Vs GoAP

Petition seeking approval of the Commission for true-up for FY 2015-16 pertaining to the increase in power purchase costs and additional subsidy required from GoAP towards additional sales to agricultural consumers during FY 2015-16

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri M. Thimma Reddy and Sri M. Venugopala Rao, learned objectors are present.

The petitioners filed an Interlocutory Application requesting to pass orders at first instance on the issue of additional subsidy from the Government of Andhra Pradesh, for additional supply of power to agricultural sector, while continuing the hearings on the power purchase issue separately. No appearance from the Government of Andhra Pradesh. Hence, the matter is posted to 03-02-2018.

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I.A. No. 1 of 2018 and I.A. No. 3 of 2018 in O.P. No. 19 of 2016

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

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

Interlocutory Application (I.A. No. 1 of 2018) filed by APDISCOMs in O.P. No. 19 of 2016 under order 23, Rule 1 (3) of C.P.C r/w Clause 55 of the APERC (Conduct of Business) Regulations, 1999 to permit APDISCOMs / petitioners to withdraw O.P.No.19 of 2016

Interlocutory Application (I.A. No. 3 of 2018) filed by HNPCL in O.P. No. 19 of 2016 under order 1, Rule 10 (2) of C.P.C r/w Section 151 of C.P.C. r/w Clause 55 of the APERC (Conduct of Business) Regulations, 1999 seeking permission to transpose HNPCL i.e., Petitioner herein and Respondent in the main O.P.No.19 of 2016 as Petitioner in main O.P. No. 19 of 2016 as well as the Respondents herein and Petitioners in the main O.P.No. 19 of 2016 as Respondents in O.P.No. 19 of 2016.

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri Shridhar Prabhu, Sri P. Ravi Charan and Sri L. Venkateswara Rao, learned counsel for the respondent, Sri M. Venugopala Rao and Sri M. Thimma Reddy, learned objectors are present.

I.A.Nos.1, 2 and 3 of 2018

Further arguments of the learned counsel for both parties are heard. For orders, the matter is posted to 31-01-2018 at 4:00 PM.

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at 4:00 PM

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O.P.Nos.19 of 2016 and 21 of 2015

For consequential orders or steps, call along with I.A.Nos.1, 2 and 3 of 2018 on 31-01-2018 at 4:00 PM.

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I.A. No. 2 of 2018 in O.P. No. 21 of 2015
Hinduja National Power Corporation Ltd (HNPCL) Vs APEPDCL & APSPDCL

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

Interlocutory Application filed by APDISCOMs in O.P. No. 21 of 2015 under Clause 55 of the APERC (Conduct of Business) Regulations, to re-open the case and return the petition in O.P.No.21 of 2015

Sri Shridhar Prabhu, Sri P. Ravi Charan and Sri L. Venkateswara Rao, learned counsel for the petitioner, Sri P. Shiva Rao, learned Standing Counsel for the respondents, Sri M. Venugopala Rao and Sri M. Thimma Reddy, learned objectors are present.

I.A.Nos.1, 2 and 3 of 2018

Further arguments of the learned counsel for both parties are heard. For orders, the matter is posted to 31-01-2018 at 4:00 PM.

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O.P.Nos.19 of 2016 and 21 of 2015

For consequential orders or steps, call along with I.A.Nos.1, 2 and 3 of 2018 on 31-01-2018 at 4:00 PM.

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O.P. No. 33 of 2017
M/s. NSL Sugars Ltd Vs APPCC & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulation 1999 for resolving dispute in settlement of annual reconciliation bills under purchase order

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

At request of the learned counsel for both parties, the matter is posted to 24-02-2018.

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O.P. No. 34 of 2017
M/s. NSL Sugars (Tungabhadra) Ltd Vs APPCC & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulation 1999 for resolving dispute in settlement of annual reconciliation bills under purchase order

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

At request of the learned counsel for both parties, the matter is posted to 24-02-2018.

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O.P. No. 30 of 2017
APSPDCL & APEPDCL Vs M/s. GMR Vemagiri Power Generation Ltd & 2 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 requesting the Commission to direct the respondent No.1 to pay the energy consumed by it towards Start-up and Maintenance of its 370 MW project at Vemagiri (V), Kadium (M), East Godavari District at HT-1 scheduled tariff

P. Shiva Rao, learned Standing Counsel for the petitioners and Sri Siddartha, learned counsel for GMR Vemagiri Power Generation Limited are present.

At request of the learned counsel for both parties, the matter is posted to 03-03-2018.

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O.P. No. 31 of 2017
APSPDCL & APEPDCL Vs M/s. GVK Industries Ltd & 2 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 requesting the Commission to direct the respondent No.1 to pay the energy consumed by it towards Start-up and Maintenance of its 220 MW project at Jegurupadu, East Godavari District at HT-1 scheduled tariff

Sri P. Shiva Rao, learned Standing Counsel for the petitioners is present.

At request of the learned counsel for both parties, the matter is posted to 03-03-2018.

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O.P.No. 53 of 2017
Sri. D. Chinna Raghavulu Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 54 of 2017
Sri. Delli Balaraju Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 55 of 2017

Smt. Yadala Samba Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 56 of 2017

Sri. Kurakula Poothuraju Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 57 of 2017

Sri. Tirupathi Guravaiah Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 58 of 2017

Smt. Dasari Ramanamma Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 62 of 2017

Sri. Nakkaboyanna Venkateswar Rao Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P.No. 63 of 2017

Smt. Madupu Sai Kumari Vs APTRANSCO & 4 others

Application seeking compensation for violation of Rule 3 (1) & (2) of the Andhra Pradesh Works of Licensee Rules, 2007

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

Counter filed. For hearing, the matter is posted to 24-02-2018.

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O.P. No. 11 of 2017

Sri Rammurthy Naidu Vs APTRANSCO & 5 others

Petitioner requesting the Commission to determine full compensation for all the losses and damages incurred to the trees, land and the property

Sri P. Chungal Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the utilities are present.

At request of Sri P. Shiva Rao, learned Standing Counsel for the AP Distribution Companies, the matter is posted to 24-02-2018 for hearing.

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at 11:00 AM

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O.P. No. 24 of 2016

Aquawave Biotech Pvt Ltd Vs APSPDCL & 2 others

Petitioner challenging the Memo No. CGM/Opn/APSPDCL/TPT/RAC/F: /D. No. 282/2016 Dated 27-07-2016 issued by the Chief General Manager (Operations), APSPDCL / Respondent No.2

Sri K.V. Ranga Das and Sri Vijay Kumar, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, the matter is posted to 03-02-2018.

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at 11:00 AM

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O.P. No.36 of 2017

M/s. Orange Uravakonda Wind Power Pvt. Ltd Vs APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w Article 10.4 of the Power Purchase Agreement dated 31-05-2016 entered between the parties in relation to non-acceptance of monthly invoices and non-payment for supply of electricity from 100.8 MW capacity wind power project of the petitioner at Belugappa in Anantapur District

Sri S. Niranjan Reddy, Senior Advocate and Ms. Avijeet Lala, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

On behalf of the respondent, an affidavit is filed stating that they are ready to pay the entire amount due in six monthly instalments to clear the dues of Rs.48,56,60,303/- to the petitioner and that the first instalment of Rs.8,09,43,384/- was paid on 25-01-2018. Sri S. Niranjan Reddy, Senior Counsel submitted that the amount due is not correctly reflected and there is a small deviation in the amount actually due which makes a difference to the quantum of instalments also for all the six months. So, both parties shall have the amount due actually calculated and sorted out before the next date of hearing and report to the Commission. Hence, the matter is posted to 17-02-2018.

Call on:

17-02-2018
at 11:00 AM

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