

Record of proceedings dated 23-07-2016

O.P.No.7 of 2016
M/s. Rain CII Carbon (Vizag) Ltd. Vs APSLDC & APEPDCL

Petition under Section 86 (1) (e) r/w Clause 9 of Regulation 1 of 2012 seeking exemption from Renewable Power Purchase Obligation

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

Rejoinder filed. Arguments heard. For orders, posted to 06-08-2016.

Call on: 06-08-2016
at 11:00 AM

Sd/-
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CHAIRMAN

O.P.No.20 of 2016 & I.A.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 P. Vikram, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Pleadings are completed. Both the learned counsel are requested to pursue the possibilities of a negotiated settlement and report back to the Commission. In the event of consensus not being possible, the matter will be heard on merits on the next date of hearing. Posted to 06-08-2016.

The interim restraint against invoking subject bank guarantee or taking any other coercive action granted on 04-06-2016 shall stand extended till the next date of hearing.

Call on:

06-08-2016
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 and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Heard Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent in part. For continuation at request posted to 30-07-2016. Both the learned counsel are requested to present a comprehensive picture of the biomass power plants in the State of Andhra Pradesh and existing and possible state of affairs by the next date of hearing.

Call on:

30-07-2016
at 11:00 AM

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CHAIRMAN

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 and Sri Challa Gunaranjan, learned counsel for the respondent are present.

Heard Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri Challa Gunaranjan, learned counsel for the respondent in part. For continuation at request posted to 30-07-2016. Both the learned counsel are requested to present a comprehensive picture of the biomass power plants in the State of Andhra Pradesh and existing and possible state of affairs by the next date of hearing.

Call on: 30-07-2016
at 11:00 AM

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Sd/-
CHAIRMAN

O.P.No.11 of 2016
Sarvaraya Sugars Ltd Vs APTRANSCO, APEPDCL &
SE / TL & SS Circle / APTRANSCO / Rajahmundry

Petition under Section 86 (1) (f) of the Electricity Act, 2003 in the matter of Line Maintenance Charges claimed by the respondents from the petitioner

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

Time extended for filing counter till 30-07-2016.

Call on: 30-07-2016
at 11:00 AM

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CHAIRMAN

O.P.No.12 of 2016
APEPDCL & APSPDCL Vs GVK Gautami Power Ltd., TSSPDCL & TSNPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 claiming certain amounts from Respondent No.1

Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri T. Uma Sankar, Advocate representing Sri Ravi S, learned counsel for GVK Gautami Power Ltd., are present.

There is no representation for respondents 2 and 3. Sri P. Shiva Rao, learned Standing Counsel for the petitioners sought further time for filing rejoinder. Posted to 20-08-2016.

Call on: 20-08-2016
at 11:00 AM

Sd/-
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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 representing Sri S. Niranjan Reddy, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Sri Kaustubh Mishra, Advocate representing Sri S. Niranjan Reddy, learned counsel for the petitioner submitted that review petition filed by the respondent stood dismissed on merits by the Hon'ble Supreme Court. Sri P. Shiva Rao, learned Standing Counsel for the respondent admitted the same and sought for time for making payment. Hence, posted to 06-08-2016 for complying with the payment of interest.

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

Affidavit of the respondents informing about the payment of the principal sum of transmission charges to a tune of Rs.1,51,44,360/- being refunded, has been filed. Regarding the quantum of interest payable, learned counsel for the petitioner is requested to furnish the calculation of the amount of interest due according to the petitioner to the learned Standing Counsel for the respondents before the next date of hearing and the learned Standing Counsel for the respondents is requested to have the calculation verified and come back on the next date of hearing, to enable the quantification of interest payable. Posted to 06-08-2016.

Call on:

06-08-2016
at 11:00 AM

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CHAIRMAN

O.P. No. 19 of 2016
APEPDCL & APSPDCL Vs Hinduja National Power Corporation Ltd (HNPCL)

Public Hearing on 23-07-2016 in the matter of 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, Sri P. Ravi Charan, Sri L. Venkateswara Rao, learned counsel for the respondent, Sri M. Venugopala Rao, Senior Journalist and Sri A. Punna Rao, Convener/Peace are present.

Further objections have been received from Sri B. Tulasidas and Sri M. Venugopala Rao dated 22-07-2016. Hence, for counter of the respondent at request and for the response of the petitioners and the respondent to the objections of the stakeholders, posted to 20-08-2016.

Call on:

20-08-2016
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 23-07-2016 in the matter 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 and 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, 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, Senior Journalist and Sri A. Punna Rao, Convener/Peace are present.

At request on behalf of the petitioner, posted to 30-07-2016.

Call on: 30-07-2016
at 11:00 AM

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Sd/-
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R.P.No.2 of 2016 in O.P.No.13 of 2015
APTRANSCO Vs ---

Public Hearing on 23-07-2016 in the matter of review of the Commission order dated 07-11-2015 in O.P. No. 13 of 2015 on certain issues in the True-up of Transmission Business for 2nd control period (FY 2009-10 to FY 2013-14).

Sri Dinesh Paruchuri, Director Finance, AP Transco, Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri K. Gopal Choudary, *Amicus Curiae* and Sri M. Venugopala Rao, learned objector, are present.

Sri Dinesh Paruchuri, Director Finance, AP Transco, Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri K. Gopal Choudary, *Amicus Curiae* and Sri M. Venugopala Rao, learned objector, are heard. The petitioner is requested to cause verification of its contentions with reference to the calculations made in the Transmission Tariff Order for the 2nd control period and come back by the next date of

hearing. Copies of such calculations be furnished to Sri K. Gopal Choudary and Sri M. Venugopala Rao in advance. For further hearing, posted to 30-07-2016.

Call on:

30-07-2016
at 11:00 AM

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CHAIRMAN

Public Hearing on 23-07-2016 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 AP Transco, APSPDCL and APEPDCL and Sri K. Vijaya Bhaskar Reddy, Advocate from Indus Law Firm for APGPCL, Sri Challa Gunaranjan, learned counsel representing Sri Satyanarayana Spinning Mills Ltd., Sri Akkamamba Textiles Ltd., and India Cements Ltd., and Sri K. Gopal Choudary, Advocate representing International Paper APPM Ltd., The Andhra Sugars Ltd., The Andhra Petrochemicals Ltd., Hindustan Zinc Ltd. (Vedanta), Precot Meridian Ltd., LG Polymers India Pvt. Ltd., and Sri Dhanalakshmi Cotton & Rice Mills Pvt. Ltd., are present.

Learned counsel representing APGPCL filed a memo dated 16-07-2016 to defer the hearing of the matter till the disposal of W.P.No.24594/2011 before the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh. Hence, posted to 27-08-2016. The suggestions/views/objections can be filed before that date.

Call on:

27-08-2016
at 11:00 AM

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