

**Record of proceedings dated 16-09-2017**

O.P.No. 1 of 2017

APSPDCL & APEPDCL Vs. M/s. Vijayeebhava Enterprises Pvt Ltd & 43 others

Public hearing on in the matter of the Petition filed under Regulation 55 (2) & (3) of APERC (Conduct of Business) Regulation, 1999 to amend tariff orders in respect of wind power projects to be in compliance with Regulation 20 of Regulation No.1 of 2015.

Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Ms. Puja Priyadarshini, Advocate representing Respondent Nos. 2 & 32, Sri.Challa. Gunaranjan and Sri. T. Vizhay Babu, counsel for respondent Nos. 4, 7, 21, 29, 30, 33, 34, 40, 44, 45, 46 & 47 and Sri. N. Satyanarayana, learned counsel representing Sri P. Vikram, learned counsel representing Indian Wind Energy Association, Sri M. Venugopala Rao, Sr. Journalist & Convener, Centre for Power Studies and Sri V. Sailendra representing Indian Wind Power Association (AP State Council), learned objectors are present.

Written submissions filed on behalf of Respondent Nos. 2 & 32 and Respondent Nos.4, 7, 21, 29, 30, 33, 34, 40, 44, 45, 46 & 47.

Letters have been received from M/s. Om Prakash Soni (R-14), M/s. Shree Ram Industries (R-13) and M/s.Eenadu Television Pvt Ltd (R-18) stating that they are not claiming GBI, they are not covered by the subject matter of this petition and have no counter. They requested to remove their names from this petition as respondents. The letters are recorded. Hence they are deleted from the array of respondents.

Posted to 07-10-2017.

Call on:

07-10-2017  
at 11:00 AM

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I.A. No. 8 of 2017 in O.P. Nos.28 & 29 of 2016

APSPDCL & APEPDCL Vs. M/s. Lanco Kondapalli Power Pvt. Ltd & M/s. Spectrum Power Generation Ltd

Public hearing in the matter of the Petition u/s 62 (4), 86 (1) (b) of the Electricity Act, 2003 r/w Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 seeking permission to procure power from respondents

Sri. G.V. Brahmananda Rao, Advocate representing P. Shiva Rao, learned Standing Counsel for the petitioners and Sri. Challa Gunaranjan learned counsel representing M/s. Lanco Kondapalli Power Pvt. Ltd and Sri. Uma Shankar, Advocate representing M/s. Spectrum Power Generation Ltd & Sri M. Venugopala Rao, Sr. Journalist & Convener, Centre for Power Studies, Sri. S. Chandramouli representing APSEB Engineers' Association; Sri. S. Pratap, Technical Secretary representing APSEB AE's Association, learned objectors are present.

At request of counsel for the petitioners, posted to 07-10-2017.

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at 11:00 AM

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O.P. No. 5 of 2017

APSPDCL & APEPDCL Vs ---NIL---

Public hearing on the 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 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. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri M. Venugopala Rao, Sr. Journalist & Convener, Centre for Power Studies; Sri.N. Satyanarayana, learned counsel representing Sri P. Vikram, learned counsel representing Indian Wind Energy Association, and Sri V. Sailendra representing Indian Wind Power Association (AP State Council), learned objectors are present.

At request of counsel for the petitioners, posted to 07-10-2017.

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O.P. No. 2 of 2017

M/s. Richmond Power Pvt. Ltd. Vs. APEPDCL

Public hearing on the Petition filed u/s 86 (1) (a) of the Electricity Act, 2003 r/w Regulation 55 [Saving of inherent power of the Commission] of the APERC (Conduct of Business) Regulations, 1999

Sri. N. Satyanarayana, learned counsel representing Sri. P. Vikram, learned counsel for the petitioner, Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondent and Sri M. Venugopala Rao, Sr. Journalist & Convener, Centre for Power Studies, learned objector are present.

Reply affidavit (to the counter filed by the respondent) filed by the counsel for the petitioner. At request of counsel for the respondent, posted to 21-10-2017.

Call on:

21-10-2017  
at 11:00 AM

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Public hearing on the 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. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for APSPDCL, Sri. I.V. Siddivardhana, learned representing M/s. Meenakshi Energy Ltd

(implead petitioner) and Sri M. Venugopala Rao, Sr. Journalist & Convener, Centre for Power Studies, learned objector are present.

At request of counsel for APSPDCL, posted to 21-10-2017.

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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 and Sri. T. Vizhay Babu, learned counsel for petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Rejoinder filed by the counsel for the petitioner. Posted to 07-10-2017.

Call on:

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at 11:00 AM

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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 and Sri. T. Vizhay Babu, learned counsel for petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Rejoinder filed by the counsel for the petitioner. Posted to 07-10-2017.

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O.P. No. 7 of 2017

M/s. SEI Green Flash Pvt. Ltd. Vs APSPDCL & APPCC

Petition filed under Section 86 (1) (e) & (f) of the Electricity Act, 2003 r/w Regulations 55, 57 & 59 of APERC (Conduct of Business) Regulations, 1999 requesting the Commission to set aside the Letter No.CGM / P, MM & IPC / F.SEI Green / D.No.558 /16 dt.20-09-2016 and for other reliefs

Sri. Rajesh Babu, Advocate representing Sri Srinivas Mantha, learned counsel for the petitioner and G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of counsel for the petitioner, posted to 21-10-2017.

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O.P. No. 8 of 2017

M/s. SEI Arushi Pvt. LtdPvt. Ltd. Vs APSPDCL & APPCC

Petition filed under Section 86 (1) (e) & (f) of the Electricity Act, 2003 r/w Regulations 55, 57 & 59 of APERC (Conduct of Business) Regulations, 1999 requesting the Commission to set aside the Letter No.CGM / P, MM & IPC / F.SEI Arushi / D.No.559 /16 dt.20-09-2016 and for other reliefs

Sri. Rajesh Babu, Advocate representing Sri Srinivas Mantha, learned counsel for the petitioner and G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of counsel for the petitioner, posted to 21-10-2017.

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at 11:00 AM

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O.P. No. 9 of 2017

M/s. Rain Coke Ltd Vs APSPDCL & APPCC

Petition filed under Section 86 (1) (e) & (f) of the Electricity Act, 2003 r/w Regulations 55, 57 & 59 of APERC (Conduct of Business) Regulations, 1999 requesting the Commission to set aside the Letter No.CGM / P, MM & IPC / F. Rain Coke / D.No.557 /16 dt.20-09-2016 and for other reliefs

Sri. Rajesh Babu, Advocate representing Sri Srinivas Mantha, learned counsel for the petitioner and G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of counsel for the petitioner, posted to 21-10-2017.

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O.P. No. 16 of 2017

M/s. WAANEER Solar Pvt Ltd Vs APSPDCL & APPCC

Petition filed under Section 86 (1) (e) & (f) of the Electricity Act, 2003 r/w Regulations 55, 57 & 59 of APERC (Conduct of Business) Regulations, 1999 requesting the Commission to set aside the Letter No.CGM / P, MM & IPC / F.WAANEER / D.No.556 /16 dt.20-09-2016 and for other reliefs

Sri. Rajesh Babu, Advocate representing Sri Srinivas Mantha, learned counsel for the petitioner and G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of counsel for the petitioner, posted to 21-10-2017.

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21-10-2017  
at 11:00 AM

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O.P. No. 37 of 2017 & I.A.No. 13 of 2017

M/s. Tata Power Renewable Energy Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri.Challa. Gunaranjan and Sri. T. Vizhay Babu, learned counsel for petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Counsel for the respondents sought for time for filing counter. Posted to 07-10-2017 along with O.P. No. 1 of 2017.

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07-10-2017  
at 11:00 AM

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O.P. No. 38 of 2017 & I.A.No. 14 of 2017

M/s. JED Solar Parks Pvt Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri.Challa. Gunaranjan and Sri. T. Vizhay Babu, learned counsel for petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Counsel for the respondents sought for time for filing counter. Posted to 07-10-2017 along with O.P. No. 1 of 2017.

Call on: 07-10-2017  
at 11:00 AM

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O.P. No. 39 of 2017 & I.A.No. 15 of 2017

M/s. POLY Solar Parks Pvt Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri.Challa. Gunaranjan and Sri. T. Vizhay Babu, learned counsel for petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Counsel for the respondents sought for time for filing counter. Posted to 07-10-2017 along with O.P. No. 1 of 2017.

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at 11:00 AM

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Power cost reimbursement to Ferro Alloy Industry – Non-compliance of Commission's Directions

Sri Durga Prasad Sahu, Joint Secretary, Industries & Commerce Department, Government of Andhra Pradesh and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for AP Discoms are present.



Sri Durga Prasad Sahu, Joint Secretary sought for time. The matter is posted to 23-09-2017 and the Industries & Commerce Department shall be represented before the Commission on that date by a responsible officer. Posted to 23-09-2017.

Call on: 23-09-2017  
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 Avinash Desai, counsel for the petitioner and Sri. G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

G.V. Brahmananda Rao, Advocate representing Sri P. Shiva Rao, learned Standing Counsel for the respondent sought for time for making payment. The respondent shall make the payment to the petitioner on or before 20-09-2017.

Rejoinder filed by the counsel for the petitioner in main petition (O.P.No. 36 of 2017).  
Posted to 23-09-2017.

Call on: 23-09-2017  
at 11:00 AM

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