



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

4thFloor, Singareni Bhavan, Red Hills, Hyderabad 500004

WEDNESDAY, THE TWELFTH DAY OF JUNE,
TWO THOUSAND AND TWENTY FOUR

:Present:

Justice C.V. Nagarjuna Reddy, Chairman
Sri Thakur Rama Singh, Member
Sri P.V.R.Reddy, Member

O.P.No. 9 & 10 of 2024

O.P.No.9 of 2024

Between:

VishWind Infrastruktüre LLP
Through its Authorized Representative,
Regd. Office at Fortune Terraces, 11th Floor,
A-Wing, Plot C.T.S. No.657 & 658,
New Link Road, Andheri (West),
Mumbai, Maharashtra-400053

... Petitioner

And:

1. Southern Power Distribution Company of Andhra Pradesh Limited,
Through its Chairman & Managing Director,
D. No.19-13-65/A, Srinivasapuram,
Tiruchanoor Road, Tirupati,
Chittoor District, Andhra Pradesh-517503
2. Transmission Corporation of Andhra Pradesh
Through its Chairman & Managing Director,
Vidyut Soudha, Gunadala, Eluru Road,
Vijayawada, Andhra Pradesh- 520004
3. Andhra Pradesh Power Coordination Committee,
Through its Chief General Manager,
Vidyut SOudha, Vijayawada, Andhra Pradesh- 520004

... Respondents

O.P.No.10 of 2024

Between:

Vaayu (India) Power Corporation Pvt. Ltd.
Through its Authorised Representative,
Commercial Complex, H-Block, Alpha-II Sector,
Greater Noida, Uttar Pradesh-201308.

... Petitioner

And:

1. Southern Power Distribution Company of Andhra Pradesh Limited,
Through its Chairman & Managing Director,
D. No.19-13-65/A, Srinivasapuram,
Tiruchanoor Road, Tirupati,
Chittoor District, Andhra Pradesh-517503
2. Transmission Corporation of Andhra Pradesh
Through its Chairman & Managing Director,
Vidyut Soudha, Gunadala, Eluru Road,
Vijayawada, Andhra Pradesh- 520004
3. Andhra Pradesh Power Coordination Committee,
Through its Chief General Manager,
Vidyut SOudha, Vijayawada,
Andhra Pradesh- 520004

... Respondents

These Original Petitions have come up for hearing before us today in the presence of Sri Vineet Kumar, counsel representing Mr. Shri Venkatesh, learned Counsel for the Petitioners; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, that after carefully considering the material available on record and after hearing learned counsel for both the parties, the Commission passed the following:

ORDER

These two petitions have been filed seeking implementation of orders dated 20-12-2023 in O.P.Nos.3 of 2023 and 13 of 2023, respectively. The grievance of the petitioners in these OPs is that despite this Commission

directing respondents to grant NOCs for sale of petitioners' power to 3rd parties, the former has not been implementing the order of this Commission. On the previous occasions, the CMD of respondent and Convenor of the APPCC were directed to be present. The CMD was accordingly present here on an earlier occasion. Today, separate affidavits have been filed seeking dispensation of the presence of both the respondents.

At the hearing, the learned counsel for the petitioners placed a copy of the order dated 30-05-2024 in APL No.200 of 2024 and I.A.No.547 of 2024 of the Hon'ble Appellate Tribunal for Electricity (APTEL), wherein, an interim order limited to 2 months has been granted, directing the respondents to grant NOCs subject to certain conditions. The learned Counsel for the petitioners, submitted that according to this information, the respondents are processing the petitioners' applications for NOCs. Sri P. Shiva Rao, Learned standing counsel, positively assured that NOCs, as directed by the APTEL, will be issued which will be subject to further orders of the APTEL.

In the light of the above subsequent events and the positive assurance of the standing counsel that NOCs will be granted in terms of the order of the APTEL, the cause in these OPs does not survive for adjudication. However, it is made clear that if the petitioners have any grievances in the future, they can avail appropriate legal remedies.

In the light of the above, the petitions are closed.

Order pronounced on this the 12th day of June, 2024.

Sd/-
P.V.R.Reddy
Member

Sd/-
Justice C.V. Nagarjuna Reddy
Chairman

Sd/-
Thakur Rama Singh
Member

