



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

4thFloor, Singareni Bhavan, Red Hills, Hyderabad 500004

WEDNESDAY, THE THIRD DAY OF MAY,
TWO THOUSAND AND TWENTY THREE

:Present:

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

O.P.No.68 of 2022

Between:

M/s.Jindal Urban Waste Management (Guntur) Ltd,
having its registered office at A-1, UPSIDC Industrial Area,
Nandgaon Road, Kosi Kalan, Mathura. Uttar Pradesh -281403.

...Petitioner

And:

1. Southern Power Distribution Company of Andhra Pradesh Ltd.,
Raghavendra Nagar, Kesavaya Gunta, Tiruchanoor Road,
Tirupathi -517501.
2. Central Power Distribution Company of Andhra Pradesh Ltd.,
Beside Govt Polytechnic College, ITI Road, Vijayawada -520 008.
3. The Chief General Manager, Projects, APCPDCL, Beside
Govt Polytechnic college, ITI Road, Vijayawada -520 008

... Respondents

This Original Petition has come up for final hearing before us today in the presence of Sri S.Vivek Chandsra Sekhar, learned counsel for the petitioner, and Sri P. Shiva Rao, learned Standing Counsel for the respondents, that after carefully considering the material available on record and after hearing the arguments of the learned counsel for the both parties, the Commission passed the following:

ORDER

This Original Petition is filed for the following reliefs:

- a) allow the present Petition and direct APCPDCL not to reduce the tenure of the Power Purchase Agreement dated 06.02.2016, as amended vide Power Purchase Agreement dated 17.10.2017, from the existing tenure of 25 years to 10 to 15 years as mentioned in their letter Lr.No.CGM-Projects/GM/EE-PP & RAC/F.No.Jindal/D.No.368/22 dated 19.09.2022 and to honor the terms of PPA dated 06.02.2016 and the amended PPA dated 17.10.2017 and permit the Petitioner to run the Power Plant for the entire duration of 25 years; and
- b) pass such other such orders in this regard as the Hon'ble Commission may find appropriate and deem just in the facts and circumstances of the present case.

At the hearing, Sri P.Shiva Rao, learned Standing Counsel for the respondents, has placed before us a copy of letter in Lr.No.CGM-RAC/APCPDCL/F.MSW Guntur/D.No.622 of 2023, dated 06-3-2023, whereby the respondents have agreed for the petitioner's proposal for enhancement of project capacity from 15 MW to 20 MW for a tenure of 25 years from COD of 15 MW, subject to determination of tariff by this Commission as per Clause 2.4 of the PPA.

Though this letter was addressed to this Commission, it appears that, so far, the same has not been received in this Commission.

In any event, in the light of the said letter, the contents of which are reiterated by Sri P.Shiva Rao, learned Standing Counsel for the respondents, the cause in the OP does not survive for adjudication.

The OP is, accordingly, closed.

Sd/-
Thakur Rama Singh
Member

Sd/-
Justice C.V. Nagarjuna Reddy
Chairman

