



**ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION**

4<sup>th</sup>Floor, Singareni Bhavan, Red Hills, Hyderabad 500004

WEDNESDAY, THE SEVENTH DAY OF JULY  
TWO THOUSAND AND TWENTY ONE

:Present:

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

O.P.No.63 of 2019

Between :

M/s. Jindal Aluminium Ltd.

Having its regd. Office at Jindal Nagar,  
Tumkur Road, Bangalore, Karnataka-560073

.. Petitioner

And

1. Andhra Pradesh Southern Power Distribution Company of Ltd., D.No.19-13-65/A, Corporate Office, Raghavendra Nagar, Kesavayani Gunta, Tiruchanoor Road, Tirupathi-517501, Chittoor District,
2. The Chief General Manager, P&MM & IPC, APSPDCL, D.No.19-13-65/A, Corporate Office, Raghavendra Nagar, Kesavayana Gunta, Tiruchanoor Road, Tirupati-517501, Chittoor District.
3. The Dy. Chief Controller of Accounts (PP&S), APPCC, TRANSCO, Vidyut Soudha, Vijayawada - 5200008.

.. Respondents

This Original Petition has come up for hearing finally on 07-07-2021 in the presence of Sri. N. Phanindra, Counsel representing Sri Challa Gunaranjan, Counsel for the petitioner and Sri P. Shiva Rao,

learned Standing Counsel for the respondents, and upon hearing the arguments of the learned Counsel for both the parties, the Commission passed the following :

**ORDER:**

This Original Petition is filed for the following substantive relief:

“..... to declare the action of the respondents in claiming rebate @ 1% from the petitioner’s 25.2 MW capacity Wind Power at Urvakonda in Ananthapuram District, Andhra Pradesh on the power bills submitted by petitioner company to be arbitrary, illegal and contrary to Article 5.2 and 5.4 of PPA dated 14-08-2015 and consequently direct the respondents to pay Rs.20,66,63,009/- towards the pending bills, Rs.4,69,084/- deducted payments on account of rebate along with interest of Rs.91,77,183/- for delayed payments.”

At the hearing, learned Counsel for both the parties submitted that the dispute raised in this O.P. is also the subject matter of W.P.No.9844 of 2019 & Batch which are pending before the Hon’ble High Court of Andhra Pradesh, Amaravati. In view of this fact, we do not find any purpose to keep this O.P. pending.

Accordingly, the O.P. is disposed of without prejudice to the right of the petitioner to pursue W.P.No.9844 of 2019 & Batch.

**Sd/-  
Thakur Rama Singh  
Member**

**Sd/-  
Justice C.V. Nagarjuna Reddy  
Chairman**

**Sd/-  
P. Rajagopal Reddy  
Member**