



**ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION**

Vidyut Niyamtrana Bhavan, Adjacent to 220/132/33/11 KV AP Carbides Sub-Station,  
Dinnedevarapadu Road, Kurnool-518002, Andhra Pradesh

WEDNESDAY, THE TWENTY FOURTH DAY OF JULY,  
TWO THOUSAND AND TWENTY FOUR

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:Present:

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

**O.P.No.26 & 27 of 2024**

**O.P.No.26 of 2024**

**Between:**

Axis Wind Farms (Rayalaseema) Private Limited  
2nd floor, Plot No.3, H. No. 6-3-680/8/3,  
PMR Plaza, Thakur Mansion Lane,  
Somajiguda, Hyderabad, Andhra Pradesh - 500 082.  
Represented by its Authorized Signatory

... Petitioner.

And:

1. Southern Power Distribution Company Limited  
Through its Managing Director  
19-13-65/A, Ragavendra Nagar,  
Kesavayana Gunta, Tiruchanoor Road,  
Tirupati, Andhra Pradesh - 517501.

...Respondent No. 1

2. Transmission Corporation of Andhra Pradesh Limited  
Through its Managing Director,  
Vidyut Soudha,  
Gunadala, Eluru Road,  
Vijayawada, Andhra Pradesh — 520004.

...Respondent No. 2

3. New & Renewable Energy Development Corporation of Andhra Pradesh Limited,  
Through its Managing Director,

12-464/5/1 ,River Oaks Apartment,  
CSR Kalyana Mandapam Road,  
Tadepalli, Guntur District - 522501

....Respondent No. 3

4. Indian Wind Power Association  
Through its Chairman,  
E, 6th Floor, Shakti Towers-1 766,  
Anna Salai Chennai, Tamil Nadu — 600002.

... Respondent No. 4

**O.P.No.27 of 2024**

**Between:**

Axis Wind Farms (Anantapur) Private Limited.,  
2nd floor, Plot No.3, H.No. 6-3-680/8/3,  
PMR Plaza, Thakur Mansion Lane,  
Somajiguda, Hyderabad, Andhra Pradesh - 500 082.  
Represented by its Authorized Signatory

...Petitioner

And:

1. Southern Power Distribution Company Limited  
Through its Managing Director  
19-13-65/A, Ragavendra Nagar,  
Kesavayana Gunta, Tiruchanoor Road,  
Tirupati, Andhra Pradesh - 517501.

...Respondent No. 1

2. Transmission Corporation of Andhra Pradesh Limited  
Through its Managing Director,  
Vidyut Soudha, Gunadala, Eluru Road,  
Vijayawada, Andhra Pradesh — 520004.

...Respondent No. 2

3. New & Renewable Energy Development Corporation of Andhra  
Pradesh Limited,  
Through its Managing Director,  
12-464/5/1 ,River Oaks Apartment,  
CSR Kalyana Mandapam Road,  
Tadepalli, Guntur District - 522501

....Respondent No. 3

4. Indian Wind Power Association  
Through its Chairman,  
E, 6th Floor, Shakti Towers-1 766,  
Anna Salai Chennai, Tamil Nadu — 600002.

... Respondent No. 4

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

**ORDER**

These Original Petitions are filed for the following reliefs:

- a. declare that the Petitioner is entitled to full PPA tariff of Rs. 4.84 for all energy delivered to Respondent No. 1, and that the Respondent No. 1 cannot withhold any tariff payments;
- b. direct Respondent No. 1 to immediately release all tariff amounts that have been withheld (including but not limited to Rs.35,17,59,704/- (in OP No. 26 of 2024) and to Rs.59,25,52,199/- (in OP No. 27 of 2024) respectively as of March 2024);
- c. direct respondent No.1 to pay late payment surcharge in terms of Article 5.2 of the PPA from the date when the principal amount became due till the date of actual payment, along with applicable carrying costs;
- d. direct respondent No.1 that full PPA tariff must be paid to the petitioner henceforth for all power delivered to it in line with the provisions of the PPA and the 2016 Tariff Order, and pass consequential directions to this effect;
- e. direct respondent No.1 to reimburse all legal and administrative costs incurred by the petitioner in pursuing the instant petition; ; and
- f. to pass such other orders that this Hon'ble Commission deems fit in the interest of justice.

At the hearing, the learned counsel for both the parties fairly agreed that the issues raised in these OPs have been adjudicated by this Commission vide its order dated 18-10-2023 in OP No. 45 of 2023 & batch. Learned counsel for the Petitioner, however, sought to raise certain additional grounds, which in our opinion are not relevant for adjudication. In the light of the above mentioned order of this Commission, these OPs are disposed of in terms of the said order with the direction that the reliefs granted therein shall also be extended to the Petitioners in all respects.

Order pronounced on this the 24th day of July, 2024.

Sd/-  
**P.V.R.Reddy**  
**Member**

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

Sd/-  
**Thakur Rama Singh**  
**Member**

