



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
4thFloor, Singareni Bhavan, Red Hills, Hyderabad 500004

WEDNESDAY, THE EIGHTH DAY OF MAY,
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.54 of 2023

Between:

Sree Lalitha Parameswari Spinning Mills Private Limited,
Registered office at 1st Floor, Tirumala Complex,
4/2, Brodipet, Guntur, Andhra Pradesh- 522 002.

... Petitioner

And:

1. Andhra Pradesh Transmission Corporation (APTRANSCO)
Vidyut Soudha, Gunadala, Eluru Road, Vijayawada,
Andhra Pradesh- 520004, Rep. by its Chairman & Managing Director.
2. Central Power Distribution Corporation of Andhra Pradesh Limited
(APCPDCL), Besides Govt. Polytechnic College, ITI Road,
Vijayawada- 520008, Rep. by its Chairman & Managing Director.
3. Southern Power Distribution Company of Andhra Pradesh Limited
(APSPDCL), Rep. by its Chairman & Managing Director,
#19-13-65/A, Srinivasapuram, Tiruchanoor Road, Tirupati-517503
Rep. by its Chairman & Managing Director.

... Respondents

This Original Petition has come up for hearing before us today in the presence of Sri Y.Shreyas, counsel representing Sri N.V.Sumanth, 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 learned counsel for both the parties, the Commission passed the following:

ORDER

This Original Petition is filed under Section 86(1)(e), read with Section 86(1)(f) of the Electricity Act, 2003, for the following substantive reliefs:

- i. To declare the action of the respondents in unilaterally levying and demanding amounts towards transmission and wheeling charges for wheeling of power generated from the petitioner's Solar Power Plant as illegal, arbitrary and contrary to the A.P. Solar Power Policy, 2015 enunciated in GO.Ms.No.8, Dated 12.02.2015, read with Section 86(1)(f) of the Electricity Act, 2003 and Articles 48A and 51A(g) of the Constitution of India; and, consequently, to direct the respondents not to levy or demand any charges towards transmission and wheeling of solar power generated by the petitioner for its captive use;
- ii. to direct the respondents to refund the amount collected towards transmission charges from 30.06.2021 onwards to the petitioner;
- iii. to direct the respondents to refund the amount collected towards wheeling charges from 30.04.2021 onwards to the petitioner; and
- iv. to pass such other or further orders as are deemed fit and proper in the circumstances of the case”.

At the hearing, Sri Y.Shreyas Reddy, counsel representing Sri N.V.Sumanth, learned counsel for the petitioner, submitted that a Writ Petition has been filed by the petitioner before the High Court of Andhra Pradesh seeking appropriate reliefs; and that, in the light of the same, the petitioner may be permitted to withdraw this Petition.

Accordingly, the Original Petition is dismissed as withdrawn with the observation that the petitioner is not entitled to file a fresh petition before this Commission for the same relief as claimed in the present Original Petition.

Sd/-
P.V.R.Reddy
Member

Sd/-
Justice C.V. Nagarjuna Reddy
Chairman

Sd/-
Thakur Rama Singh
Member

