

**RECORD OF PROCEEDINGS DATED 03-08-2022**

**RP No. 6 of 2022 in  
OP No. 122 & 124 of 2021  
M/s. Tirumala Cotton & Agro Products Pvt Ltd., Vs. APSPDCL, APCPDCL**

Petition for review of the Common Retail Supply Tariff Order dated 30-03-2022 passed in O.P Nos 122 and 124 of 2021 and connected cases with respect of levy of Grid Support Charges.

Sri K.Gopal Choudary, learned Advocate, representing Sri Telaprolu Sri Charan, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Sri P.Shiva Rao, learned Standing Counsel for the respondents, requested time for counter.

Call on 17-8-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**RP No. 7 of 2022 in  
OP No. 122 & 124 of 2021  
M/s. Sri Dhanalakshmi Cotton & Rice Mills Pvt Ltd. Vs APSPDCL, APCPDCL**

Petition for review of the Common Retail Supply Tariff Order dated 30-03-2022 passed in O.P Nos 122 and 124 of 2021 and connected cases with respect of levy of Grid Support Charges.

Sri K.Gopal Choudary, learned Advocate, representing Sri Telaprolu Sri Charan, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Sri P.Shiva Rao, learned Standing Counsel for the respondents, requested time for counter.

Call on 17-8-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No.34 of 2022**

**APSPDCL, APEPDCL & APCPDCL Vs M/s Lanco Kondapalli Power Limited**

Petition filed under section 86(1)(f) of the Electricity Act, 2003 seeking for the payment of an amount of Rs. 153.58 Crs by the Respondent M/s Lanco Kondapalli Power Limited

Sri P.Shiva Rao, learned Standing Counsel for the petitioners; and Sri S.Ravi, learned Senior Counsel and Sri Tarun G.Reddy, learned Counsel for the respondent, are present at the hearing.

Counter-affidavit is filed.

Sri P.Shiva Rao, learned Standing Counsel for the petitioners, requested time to file rejoinder.

Call on 24-8-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No. 41 of 2021**

**M/s. Lanco Kondapalli Power Limited Vs. APSPDCL, APEPDCL, APCPDCL & APPCC**

Petition filed under section 86(1)(f) of the Electricity Act, 2003 seeking for the payment of differential bills amount for the energy supplied by M/s. Lanco Kondapally Power Limited to SPDCL of AP and EPDCL of AP Ltd

Sri S.Ravi, learned Senior Counsel and Sri Tarun G.Reddy, learned Counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

At the request of the learned counsel for both the parties, call on 24-8-2022 for hearing.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**RP No. 3 of 2022 in OP No. 30 of 2020**  
**M/s Tadas Wind Energy Pvt Ltd., Vs APSPDCL**

Petition filed under section 94(1)(f) of the Electricity Act, 2003 read with order 47 Rule 1 of the CPC, 1908 and regulation 49 of the AP Electricity Regulatory Commission (Business Rules of the Commission) Regulations, 1999 for review of final order dated 02-02-2022 passed in petition bearing OP No. 30 of 2020

Ms. Shreyashi, learned Advocate, representing Sri Sakya Singha Chaudhari, learned counsel for the petitioner; and P.Shiva Rao, learned Standing Counsel for the respondent, are present at the hearing.

Counter affidavit is not filed. Since this is a Review Petition, counter-affidavit may not be necessary.

When we propose to hear the case, Ms.Shreyash, learned counsel representing the petitioner, requested an adjournment to enable her senior to make his submissions.

Call on 21-9-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**RP No. 5 of 2022 in OP No. 124 of 2021 & IA No.1 of 2022**  
**Shree Jayalakshmi Powercorp Ltd., Vs APCPDCL**

Review Petition filed u/s 94(1)(f) of the electricity Act in OP No. 124 of 2021 seeking review of the Common Retail Supply Tariff Order dated 30-03-2022 passed in OP No. 124 of 2021 and connected cases with respect of levy of grid support charges.

Sri K.Gopal Choudary, learned Advocate, representing Sri Telaprolu Sri Charan, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondent, are present at the hearing.

Counter affidavit is filed.

At the request of the learned counsel for both the parties, call on 17-8-2022 for hearing.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No. 31 of 2022**  
**Mytrah Vayu (Pennar) Pvt. Ltd., Vs APSPDCL**

Petition filed under Sections 86 (1)(a), 86 (1)(b) and 86 (1)(e) of the Electricity Act, 2003, seeking Approval of Tariff of at least Rs.3.43/- per unit or higher for sale of Wind Power by the Petitioner's 16.8 MW Wind Power Plant to the Respondent herein for the PPA dated 27.04.2012 for the balance tenure from 11th year to operation to 20th year in terms of the Order dated 01.05.2009 passed by this Hon'ble Commission in O.P Nos.6 and 7 of 2009.

I.A.No.1 of 2022 is filed by the petitioner praying this Commission to continue the existing tariff of Rs.3.50 ps., per unit for sale of wind power by the petitioner to the DISCOM for the petitioner's PPA dated 27-4-2021 from 11th year onwards, pending disposal of the present OP.

**OP No. 37 of 2022**  
**Indian Oil Corporation Ltd., Vs APSPDCL**

Petition filed under Sections 86 (1)(a), 86 (1)(b) and 86 (1)(e) of the Electricity Act, 2003, seeking Approval of Tariff of at least Rs.3.43/- per unit or higher for sale of Wind Power by the Petitioner's 16.8 MW Wind Power Plant to the Respondent herein for the PPA dated 27.04.2012 for the balance tenure from 11th year to operation to 20th year in terms of the Order dated 01.05.2009 passed by this Hon'ble Commission in O.P Nos.6 and 7 of 2009.

**and**

**OP No. 38 of 2022**  
**Indian Oil Corporation Ltd., Vs APSPDCL**

Petition filed under Sections 86 (1)(a), 86 (1)(b) and 86 (1)(e) of the Electricity Act, 2003, seeking Approval of Tariff of at least Rs.3.43/- per unit or higher for sale of Wind Power by the Petitioner's 16.8 MW Wind Power Plant to the Respondent herein for the PPA dated 27.04.2012 for the balance tenure from 11th year to operation to 20th year in terms of the Order dated 01.05.2009 passed by this Hon'ble Commission in O.P Nos.6 and 7 of 2009.

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Sri Deepak Chowdary, learned counsel for the petitioners; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

The petitioners filed the proof of publications in these cases.

I.A. No.1 of 2022 is filed in O.P.No.31 of 2022 directing the respondents to pay interim tariff from the 11th year onwards, pending disposal of the said O.P.

At the hearing, Sri Deepak Chowdary, learned counsel for the petitioners, submitted that, inadvertently, Interlocutory Applications, seeking interim directions, are not filed in O.P.Nos.37 and 38 of 2022, though they are identical to O.P.No.31 of 2022.

At the hearing, the learned counsel for both the parties agreed that in identical cases this Commission has directed payment of interim tariff at Rs.2.43 ps., per unit for the power received from the 11th year onwards, pending the OPs..

Accordingly, there shall be a similar interim direction in these cases as well.

I.A.No.1 of 2022 in OP No.31 of 2022 is accordingly disposed of.

Call the OPs., for hearing on 26-10-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No. 67 of 2021**  
**Maddimadugu Power Pvt Ltd Vs APSPDCL**

Petition u/s 86 (1) (f) of the Electricity Act, 2003 seeking non-payment of agreed tariff payable to the petitioner (Solar Power Developer), as per the Power Purchase Agreement Dt.04-12-2014 with the respondent and unilaterally paying an unviable tariff of 2.44/kwh as against the escalated tariff of Rs.6.356/kwh as on 05-12-2020.

Counsel for the petitioner is not present.

Sri P.Shiva Rao, learned Standing Counsel for the respondent, is present at the hearing.

Sri V.N.Babu, Director (Finance) of the respondent is personally present. He submitted that a sum of Rs.4.00 crores (Rupees four crores only) has been paid to the petitioner and that the balance sum of Rs.4.00 crores will be paid shortly.

It is most unfortunate that though the order for payment was passed as far back as 24-11-2021 granting six weeks time, the respondent failed to comply with the said order in full. However, as a last chance, two weeks' time is granted for payment finally.

Call on 17-8-2022, on which date, the Director (Finance) shall be personally present for reporting payment.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No. 91 of 2021**  
**M/s. JSW Power Trading Company Ltd Vs APSPDCL**

Petition under Section 142 of the Electricity Act, 2003 r/w Regulation 55 of the APERC (Conduct of Business) Regulation, 1999 seeking imposition of punishment on the respondent for dis-obeying the orders dated.06.03.2020 passed by this Hon'ble Commission in O. P. No. 34 of 2019.

Sri Deepak Chowdary, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondent, are present at the hearing.

It is submitted by both the learned counsel that the Honourable APTEL has granted interim stay of the order, in respect of which the present O.P. is filed.

In view of the same, the OP is adjourned *sine die*, with liberty to the learned counsel for the petitioner to move this Commission for posting of the O.P., as and when the case before the APTEL is disposed of.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**OP No. 112 of 2021**  
**M/s. Walwhan Renewable Energy Ltd Vs APSPDCL, APSLDC, APTRANSCO & APPCC**

Petition filed under section 42, 86 (1)(e) read with section 86 (1) (f) of the Electricity Act, 2003 seeking adjudication of various disputes that have arisen between the petitioner and respondents i.e. APSPDCL, APSLDC & APTRANSCO

Sri Vineet Kumar, learned counsel representing Sri Shri Venkatesh, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Sri Vineet Kumar submitted that he is instructed to submit that the petitioner is not interested in pressing the prayer (h) in Para 19 of the Petition - viz., direct APSPDCL and APTRANSCO to grant connectivity to the petitioner in terms of Sections 40 and 42 read with Section 86(1)(e) of the Act. In view of this submission, the O.P., to the extent of the said prayer has become infructuous.

Counter-affidavit is filed.

The learned counsel for the petitioner requested time for rejoinder.

Call on 21-9-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN

**O.P.No. 43 of 2020**

**APPDCL Vs. APSPDCL, APEPDCL, APCPDCL, APTRANSCO & APGENCO**

Petition u/s 86 (1) (f) of the Electricity Act, 2003 for adjudication of dispute relating to payment of Fixed Charges to APPDCL upon diversion of Flexi coal from RTPPd- I & III Stages of APGENCO to SDSTPS / Stage-I of APPDCL during FY2018-19 & 2019-20

Sri K.Gopal Choudary, learned counsel for the petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

At the request of the learned counsel for the petitioner, call on 07-9-2022.

Sd/-  
MEMBER/TRS

Sd/-  
MEMBER/PRR

Sd/-  
CHAIRMAN