

**Record of proceedings dated 09-07-2019**

FOR ORDERS

M/s. Balaji Energy Pvt Ltd Vs APSPDCL

In the matter remanded by the Hon'ble High Court of A.P. vide its order dated 29-04-2019 in W.P.No.32465 of 2017

Sri T. Uma Sankar, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondent is present.

Orders pronounced (*vide separate order*)

“Therefore in compliance with the order of remand by the Hon'ble High Court of Andhra Pradesh in W.P.No.32465 of 2017 dated 29-04-2019, it is hereby ordered that the capacity enhancement of the petitioner from 10 MW to 12 MW (2 x 5 MW to 2 x 6 MW) is approved with effect from 27-06-2008 and the tariff payable by the respondent to the petitioner for the power generated by the petitioner and supplied to the respondent from the mini hydel plant of the petitioner of 12 MW (2 x 6 MW) capacity with effect from 27-06-2008 shall be in accordance with the order of the erstwhile Andhra Pradesh Electricity Regulatory Commission dated 22-06-2013 and any further orders of the Andhra Pradesh Electricity Regulatory Commission applicable from time to time to such power generating units and the petitioner is entitled to be paid the procurement tariff as was being paid to it by 29-06-2016 in compliance with the interim orders of the Hon'ble High Court of the said date in W.P.M.P.No.25412 of 2016 in W.P.No.20728 of 2016 subject to any further or final orders that may be passed by the Hon'ble High Court in the said Writ Petition or otherwise. All other issues or questions between the parties are not the subject of any consideration or expression of opinion by the Commission in this order and in this regard the Hon'ble High Court has given liberty to the petitioner to avail appropriate remedy for implementing the orders in the subject order of remand”.

Sd/-  
MEMBER / PRM

Sd/-  
MEMBER/PR

Sd/-  
CHAIRMAN