

Record of proceedings dated 16-03-2019

I.A. No. 3 of 2019 in O.P. No.8 of 2018

Lanco Kondapalli Power Limited (Respondent in main O.P) Vs APDISCOMs
(Petitioners in main O.P)

Public hearing on Application filed under Section 86(1)(b) of Electricity Act, 2003 read with Clause (55) of APERC (Conduct of Business) Regulations seeking directions to the respondents to pay variable cost on pass through basis corresponding to the increase/decrease in cost of fuel from time to time for the exported units from the generating station and the same is taken on the file of the Commission as I.A.No.3 of 2019 in O.P.No.8 of 2018

Sri K. Gopal Choudary, learned counsel representing Sri Challa Gunaranjan, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondents, Sri M. Venugopala Rao, learned objector are present.

Sri S. Niranjan Reddy, learned Senior Counsel entered appearance for M/s. GMR Vemagiri Power Generation Limited on whose behalf he seeks to file objections in this Interlocutory Application and also O.P.No.8 of 2018. Objections of Sri M. Venugopala Rao, Sri M. Thimma Reddy and Sri A. Punna Rao are received. Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the Distribution Companies sought for time for filing counter in the Interlocutory Application. For response of the Interlocutory Applicant for the objections already filed, for the objections of M/s. GMR Vemagiri Power Generation Limited and counter of the Distribution Companies in the Interlocutory Application, the matter is posted to 12-04-2019 at 2:00 PM.

Call on:

12-04-2019
at 2:00 PM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P.No.8 of 2018
APSPDCL & APEPDCL Vs M/s. Lanco Kondapalli Power Ltd

Public hearing on Petition filed u/s 86 (1) (b) of the Electricity Act, 2003 seeking renewal of PPA with M/s. Lanco Kondapalli Power Ltd.

Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri K. Gopal Choudary, learned counsel representing Sri Challa Gunaranjan, learned counsel for the respondent and Sri M. Venugopala Rao, learned objector are present.

Sri S. Niranjana Reddy, learned Senior Counsel entered appearance on behalf of M/s. GMR Vemagiri Power Generation Limited, desired to file objections in this petition also. Hence for objections of M/s. GMR Vemagiri Power Generation Limited and for hearing, post along with I.A.No.3 of 2019 to 12-04-2019 at 2:00 PM.

Call on:

12-04-2019
at 2:00 PM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P.No.46 of 2017

APSPDCL & APEPDCL Vs APGENCO & A.P. Solar Power Corporation Ltd

Public hearing on Petition filed under Section 86 (1) (b) of the Electricity Act, 2003 for approval of long term Power Purchase Agreement (PPA) signed by APDISCOMs with APGENCO on 01-07-2017 and to pass orders regulating the price for purchase of 400 MW solar power generated from the Ananthapuram – II Ultra Mega Solar Park proposed at Talaricheruvu (V), near Tadipatri, Anantapuramu District, AP @ the tariff of Rs.3.57 / Kwh .

Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri M. Venugopala Rao, learned objector are present.

Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the petitioners stated that the response of the Government for re-examination of the issue for reduction of land cost is still awaited and hence, the matter is posted to 20-04-2019 for reporting further progress in the matter.

Call on: 20-04-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

Public hearing in the matter of procurement of 1000 MW distributed Solar Power at the interconnection point of 33 / 11 kV Substations covering entire State

Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the utilities and Sri M. Venugopala Rao, learned objector are present.

At request of Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the utilities, for response to the objections of Sri M. Venugopala Rao dated 21-02-2019, the matter is posted to 20-04-2019.

Call on: 20-04-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P. No. 2 of 2017

M/s. Richmond Power Pvt. Ltd. Vs APEPDCL

Public hearing on Petition filed u/s 86 (1) (a) of the Electricity Act, 2003 r/w Regulation 55 [Saving of inherent power of the Commission] of the APERC (Conduct of Business) Regulations, 1999

Sri P. Vikram, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondent and Sri M. Venugopala Rao, learned objector are present.

On behalf of the respondent, a Memo is filed furnishing information relating to the industrial waste based projects in Telangana and informing that there are no tariffs for industrial waste based projects in Kerala and Tamil Nadu State Electricity Regulatory Commissions. Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondent submitted that all the information available was furnished concerning the petition. Hence, the matter is posted for hearing to 23-03-2019.

Call on:

23-03-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P. No. 12 of 2018

M/s. ITC Limited Vs APSPDCL & 2 others

Petition under Section 86(1) (f) of the Electricity Act, 2003 for recovery of various amounts towards delayed payment surcharge from the APDISCOMs with respect to supply of wind power against order in Lr. No. CE / Comml / APPCC / SE / Comml / F-ITC / D.No. 399 / 16 dated 30-05-2016.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request due to personal inconvenience of Sri P. Shiva Rao, learned Standing Counsel for the utilities, the matter is posted to 20-04-2019.

Call on:

20-04-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P.No.11 of 2018
M/s. ITC Limited Vs APSPDCL & 3 others

Petition under Sections 86(1) (f) and 62 (6) of the Electricity Act, 2003 for recovery of various amounts towards delayed payment surcharge, interest, reimbursements and / or refunds from the APDISCOMs with respect to supply of wind power against order in Lr. No. CE / Comml / APPCC / SE / Comml / F-ITC / D.No. 377 / 14 dated 04-12-2014.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request due to personal inconvenience of Sri P. Shiva Rao, learned Standing Counsel for the utilities, the matter is posted to 20-04-2019.

Call on: 20-04-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P. No. 57 of 2014 & I.A. No. 8 of 2015

Sardar Power Pvt Ltd Vs APEPDCL

Petition filed for determination of capital cost and consequent re-determination of tariff for the first 10 years of operation with effect from 17.07.2008 (being COD of the project) pursuant to the Judgment of Hon'ble ATE dt. 20.12.2012 in Appeal No. 172 of 2011 and batch

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

At request due to personal inconvenience of Sri P. Shiva Rao, learned Standing Counsel for the utilities, the matter is posted to 20-04-2019.

Call on: 20-04-2019
at 11:00 AM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

O.P.No.10 of 2018

M/s. SNJ Sugars and Products Ltd Vs APTRANSCO & APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 for recovery of Rs.62,86,451/- along with interest of Rs.1,23,71,566/-, totalling to an amount Rs.1,86,58,017/- towards balance amount, payable for the energy supplied by the petitioner during the period from 21-01-2004 to 31-03-2004 as per tariff determined by the APERC vide order dated 27-08-2012 in R.P.No.10 of 2003 and in terms of the tariff agreed as per PPA dated 10-07-2002 and future interest

Sri M.S. Prasad, learned Senior Counsel representing Sri Challa Gunaranjan, learned counsel for the petitioner and Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Orders pronounced (*vide separate order*)

“Accordingly, this Original Petition is allowed as prayed for, but without any future interest from 30-06-2017 and without costs”.

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN