

**Record of Proceedings Dated 20-09-2023**

**OP No.1 of 2019 & Batch**

**(OP No. 1 of 2019 M/s Axis Wind Farms (Uravakonda) Pvt. Ltd.**  
**OP No. 2 of 2019 M/s Axis Wind Farms (Ahobilam) Pvt. Ltd.**  
**OP No. 3 of 2019 M/s Axis Wind Farms (Vajrakarur) Pvt. Ltd.**  
**OP No. 4 of 2019 M/s Axis Wind Farms (Pottipadu) Pvt. Ltd.**  
**OP No. 5 of 2019 M/s Axis Wind Farms (Beluguppa) Pvt. Ltd.**  
**OP No. 6 of 2019 M/s Axis Wind Farms (Penna) Pvt. Ltd.**  
**OP No. 7 of 2019 M/s Axis Wind Farms (Manirevu) Pvt. Ltd.**  
**OP No. 8 of 2019 M/s Axis Wind Farms (AP) Pvt. Ltd..**  
**OP No. 9 of 2019 M/s Axis Wind Farms (Amidyala) Pvt. Ltd.**  
**OP No. 10 of 2019 M/s Axis Wind Farms (Godavari) Pvt. Ltd.**  
**OP No. 11 of 2019 M/s Axis Wind Farms (Kalyandurg) Pvt. Ltd.**  
**OP No. 12 of 2019 M/s Axis Wind Farms (Raketla) Pvt. Ltd.**  
**OP No. 13 of 2019 M/s Axis Wind Farms (Borampalli) Pvt. Ltd.**  
**OP No. 14 of 2019 M/s Axis Wind Farms (Seerpi) Pvt. Ltd.**  
**OP No. 15 of 2019 M/s Axis Wind Farms (Golla) Pvt. Ltd.**  
**OP No. 16 of 2019 M/s Axis Wind Farms (Chapri) Pvt. Ltd.**  
**OP No. 22 of 2019 M/s SV Renewable Energy**  
**OP No. 23 of 2019 M/s Axis Wind Farms (Krishna) Pvt. Ltd.,**  
**OP No. 24 of 2019 M/s Axis Wind Farms (Tungabhadra) Pvt. Ltd.,**  
**OP No. 25 of 2019 M/s Pujaa Shree Renewable Energy Won Pvt. Ltd.**  
**OP No. 26 of 2019 M/s G T Renewable Energy)**

**Vs.**

**APSPDCL**

(Petitions filed under Sections 61(h), 62(1)(a), 64(1), 86(1)(a), 86(1)(b) and 86(1)(e) of the Electricity Act, 2003 read with CERC (Terms and Conditions for Tariff Determination from Renewable Energy Sources) Regulations, 2017 and Section 21 of the A.P. Electricity Reform Act, 1998 to determine the tariff for Wind Power Projects)

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Sri Deepak Chowdhary, learned counsel for the Petitioners; and  
 Sri P.Shiva Rao, learned Standing Counsel for the Respondent, are  
 present at the hearing.

Additional counter is filed by the respondent-DISCOM. Sri Deepak Chowdhary requested a week's time for filing rejoinder. Time is, accordingly, granted.

Call on 18-10-2023 for rejoinder and hearing.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 53 of 2022**

**M/s. Bharat Heavy Electrical Limited Vs. APTRANSCO & others**

(Petition filed under Section 86(1)(f) of the Electricity Act, 2003 to direct the Respondents to pay the sum of Rs.1,95,75,929/- (Rupees One Crore, Ninety Five Lakhs, Seventy Five Thousand, Nine hundred and Twenty Nine only) together with interest at 10% per annum towards the cost of the energy supplied to the respondents)

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Smt G.Malathi, learned counsel for the Petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Smt G.Malathi submitted that rejoinder is being filed today.

Call on 08-11-2023 for hearing.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 56 of 2023**

**M/s. BIOP Steels & Power Pvt Ltd., Vs. APSLDC**

(Petition filed under Section 86(1)(e) of the Electricity Act, 2003 R/w Clause 9 of the APERC Renewable Power Purchase Obligation (Compliance by Purchase of Renewable Energy/Renewable Energy Certificates) Regulations, 2012, APERC Renewable Power Purchase Obligation (Compliance by Purchase of Renewable Energy/Renewable Energy Certificates) Regulations, 2017 and APERC Renewable Power Purchase Obligation (Compliance by Purchase of Renewable Energy/Renewable Energy Certificates) Regulations, 2022 seeking to exempt the Petitioner company from the RPPO)

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

OP is allowed as prayed for (vide separate order)

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 34 of 2023**

**APDISCOMs Vs. M/s Neyveli Lignite Corporation**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated: 18.02.1999 with NLC Power Station Stage-I Plant, Installed Capacity 3x210 MW(630 MW)-APDISCOMs share 7.428% & with NLC Power Station Stage-II Plant, Installed Capacity 4x210 MW(840 MW)-APDISCOMs share 10.205% in accordance with section 21 of AP Power Sector Reform Act-1998 and section 86 of Electricity Act-2003- Reg.)

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**OP No. 35 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated: 23-09-2010 with Kudgi SuperThermal Power Project Stage-I Plant, Installed Capacity 3x800 MW(2400)-APDISCOMs share 9.425% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 36 of 2023**

**APDISCOMs Vs.M/s Tuticorn Thermal Power Station**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated:30-11-2010 with Tuticorin Thermal Power Station, Installed Capacity 2x500 MW-APDISCOMs share 12.145% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 37 of 2023**

**APDISCOMs Vs. M/s Neyveli Lignite Corporation**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated:30-11-2010 with Neyveli New Thermal Power Station. Installed Capacity 2x500 MW-APDISCOMs share 5.27% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 38 of 2023**

**APDISCOMs Vs.M/s Nuclear Power Corporation of India Ltd.,**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA dated:24-12-2011 with MAPS Atomic Power Station 1 & 2. Installed Capacity 440 MW - APDISCOMs share 4.122%,Kaiga Atomic Power Station - 1 & 2, Installed Capacity 440 MW- APDISCOMs share 12.565% and MAPS Atomic Power Station 3 & 4, Installed Capacity 440 MW -

APDISCOMs share 13.404% in accordance with Section 21 of AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 39 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA dated:01-02-2001 with NTPC, Ramagundam Super Thermal Power Station Stage-III, Installed Capacity 500 MW APDISCOMs share 14.514% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 40 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated:22-09-1993 with NTPC, Ramagundam Super Thermal Power Station Stage-I & II. Installed Capacity 3x200 MW and 3x500 MW(2100 MW)-APDISCOMs share 13.766% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 41 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking grant of consent for the PPA Dated:06-04-1998 with NTPC, Talcher Super Thermal Power Station Stage-II, Installed Capacity 2000 MW - APDISCOMs share 9.055% in accordance with Section 21 of the AP Electricity Reform Act, 1998 and Section 86 (1) (b) of the Electricity Act, 2003)

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**OP No. 42 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking grant of consent for the PPA Dated:04-02-1997 With NTPC, Simhadri Thermal Power Project Stage-I Plant, Installed Capacity 1000 MW - APDISCOMs share 46.110% in accordance with Section 21 of the AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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**OP No. 43 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated:20-02-2008 with NTPC, Vallur Thermal Power Station. Installed Capacity 3x500 MW - APDISCOMs share 5.753% in accordance with Section 21 of AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

**OP No. 44 of 2023**

**APDISCOMs Vs. M/s. National Thermal Power Corporation Limited**

(Petition filed by APDISCOMs seeking Grant of consent for the PPA Dated:03-02-2007 with NTPC, Simhadri Super Thermal Power Station Stage-II, Installed Capacity 1000 MW-APDISCOMs share 21.678% in accordance with Section 21 of AP Power Sector Reform Act-1998 and section 86 of Electricity Act, 2003 - Reg.)

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Sri P.Shiva Rao, learned Standing Counsel for the DISCOMs; and

Sri M. Venugopala Rao, learned Objector, are present at the hearing.

Heard Sri P.Shiva Rao, learned Standing counsel for the DISCOMs and Sri M.Venugopala Rao, learned Objector.

Orders reserved.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 64 of 2022**

**M/s.APEPDCL & M/s.APSPDCL Vs. M/s.Spectrum Power Generation Ltd.,**

(Petition filed U/Sec 86(1)(f) of the Electricity Act 2003 read with Clause-55 of the APERC (Conduct of Business) Regulations, 1999 to determine the Tariff for procurement of power from M/s Spectrum Power Generation Limited (208 MW Combined Cycle Gas based Power Project) during the period FY 2016-17).

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Sri P. Shiva Rao, learned standing counsel for the Petitioners; Sri M.Naga Deepak, learned counsel for the Respondent, are present at the hearing.

Sri M.Naga Deepak requested for an adjournment.

Call on 18-10-2023.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 59 of 2021**

**APEPDCL & Two Others Vs. GVK Industries Ltd & three others**

(Petition filed u/s 86 (1) (f) of the Electricity Act, 2003 r/w Clause 55 of APERC (Conduct of Business) Regulations 1999 in the matter of Buy-out of GVK Stage-I project by APDISCOMs - Execution of registered sale deed transferring the entire land together with assets of GVK Phase-I in favour of APDISCOMs- not executed by M/s GVK - Dispute between M/s. GVK and licensees - adjudication under Section 86 (1) (f) of the Electricity Act, 2003).

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Sri P.Shiva Rao, learned Standing Counsel for the Petitioners; Sri Sachin Sharma, counsel representing Sri Y.Suryanarayana, learned counsel for the Official Liquidator; are present at the hearing.

Sri P.Shiva Rao and Sri Sachin Sharma, learned counsel representing the respective parties, submitted that major issues have been sorted out except an issue relating to interest being claimed by the petitioners. Both the learned counsel expressed the hope that the pending issue will be sorted out and the property would be registered in favour of the petitioners before the next date of hearing. They requested a month's time for this purpose.

Call on 04-11-2023 (Saturday) at 11 am in the Camp Office of this Commission at Visakhapatnam.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No.1 of 2023**

**Aurobindo Pharma Limited (APL) Vs. APTRANSCO, APEPDCL, APSLDC,**  
(Petition filed u/s 181(e) read with Sections 42(3) and 61(h) of the Electricity Act, 2003 to direct the Respondents to give reduction in contracted demand with DISCOM for a period of five (5) years from the date of commissioning of Solar Power Plant as stated in Paras 16 & 17 and as envisaged under the Solar Power Policy, 2015 and Regulation No.2 of 2016 dated 08.01.2016 (Third Amendment Regulation, 2016) notified by this Commission by duly revising the bills from October 2017 to 31.05.2022)

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Sri N.V.Sumanth, learned counsel for the petitioner, and Sri P. Shiva Rao, learned counsel for the Respondents, are present at the hearing.

OP disposed of (vide separate order)

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 2 of 2023**

**M/s. Rain CII Carbon (Vizag) Limited Vs. APEPDCL**

(Petition filed under Section 86(1)(f) of the Electricity Act, 2003 to declare the action of the Respondent i.e., APEPDCL in levying Grid Support Charges on the Petitioner (a

non-Captive Generation Power Plant) as illegal, arbitrary and against the Laws in force, and, consequently, direct that the Petitioner is not liable to pay Grid Support Charges for the Financial Year 2002-03 to the Financial Year 2008-09 as demanded by APEPDCL by setting aside the demand of Grid Support Charges made by the respondent)

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Sri C.V.Mohan Reddy, learned Senior Counsel assisted by Sri S.Vivek Chandra Sekhar, learned counsel for the petitioner, and Sri P.Shiva Rao, learned Standing Counsel for the respondent, are present at the hearing.

At the request of the learned counsel for both sides, call on 04-11-2023 (Saturday) at 11 am in the Camp Office of this Commission at Visakhapatnam.

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**

**OP No. 51 of 2023**

**M/s. Sree Venkata Sreedevi Power LLP Vs. APSPDCL & APPCC**

(Petition filed under Section 142 of the Electricity Act, 2003 r/w Regulation 55 of the APERC (Conduct of Business) Regulation, 1999 for contravention and non-implementation of the final order passed by this Hon'ble Commission dated.23.03.2022 in O.P.No.92 of 2021)

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

O.P. closed (vide separate order)

**Sd/-  
MEMBER/PVRR**

**Sd/-  
CHAIRMAN**

**Sd/-  
MEMBER/TRS**