

Record of Proceedings Dated 19-06-2024

OP No.24 of 2024

M/s. ReNew Pvt. Ltd. (Earlier known as ReNew Power Pvt. Ltd.)

M/s Helios Infratech Pvt. Ltd,

M/s ReNew Vayu Urja Pvt. Ltd.

M/s Zemira Renewable Energy Ltd,

M/s ReNew Solar Energy (Karnataka) Pvt. Ltd.

M/s ReNew Wind Energy (Shivpurjl Pvt. Ltd,

M/s Molagavalli Renewable Pvt. Ltd.

M/s Ostro Anantapur Pvt. Ltd,

M/s Ostro Andhra Wind Pvt. Ltd.

M/s Ostro AP Wind Pvt. Ltd.

Vs.

Andhra Pradesh Power Coordination Committee,

Southern Power Distribution Company of Andhra Pradesh Ltd

Petition under Section 86(1)(b) and Section 86(1)(f) of the Electricity Act, 2003 seeking direction for payment of outstanding Late Payment Surcharge (as on 03.06.2022) payable by the Respondents for the delay in payment.

Sri Vishrov Mukerjee, Counsel representing Sri P.S.S.Bhargava, learned counsel for the Petitioners; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

The differential court fee is paid. Heard the learned counsel for both the parties. At the request of Sri P.Shiva Rao, learned Standing for respondents four weeks' time for filing counter is granted.

Call on 24-07-2024.

Sd/-
MEMBER/PVRR

Sd/-
CHAIRMAN

Sd/-
MEMBER/TRS

OP No. 17 of 2024
Andhra Pradesh Power Development Co Ltd
Vs.
APCPDCL, APSPDCL, APEPDCL

(Petition filed under Section 86(1)(f) of the Electricity Act, 2003 seeking a direction to the respondents for payment of fixed charges from FY 2015-16 to FY 2023-24 relating to Stage-I of Sri Damodaram Sanjeevaiah Thermal Power Station).

Sri Deepak Chowdary, counsel representing 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.

A copy of the verification affidavit is filed by the Chief General Manager, APCPDCL, wherein, he stated that he is authorised by all the three respondents to file counter on their behalf and to sign the pleadings. Sri P. Siva Rao, Learned Standing Counsel for the respondents submitted that the original verification affidavit is sent through courier. Office verification shows that the same has not reached the Commission so far. Be that as it may, pending further verification, the copy of the verification affidavit is taken on file.

As the reliefs claimed involved payment of additional amounts by way of fixed charges to the petitioner, the Commission finds it appropriate to place the application on public domain. Accordingly, the application shall be displayed on the home page of the Commission's website calling for objections /suggestions if any from the general public.

Call on 24-07-2024.

Sd/-
MEMBER/PVRR

Sd/-
CHAIRMAN

Sd/-
MEMBER/TRS

OP No. 4 of 2024

M/s.Vuddanda Solar Power Private Limited Vs. M/s.APSPDCL

(Petition filed under Sections 42 and 86(1)(e) r/w. Section 86(1)(f) of the Electricity Act, 2003 to declare the levy and demand of Cross Subsidy Surcharge (CSS) on the Petitioner for the period April 2021 to March 2022, vide: Lr.No.CGM(R&IA)/AO /AAO-HT/JAO-HT/D.No.223/23 dated 10-11-2023 as arbitrary and illegal and to set aside the demand of the Cross Subsidy Surcharge (CSS) on the Petitioner vide Lr.No.CGM(R&IA)/AO/AAO-HT/JAO-HT/D.No.223/23, dated 10-11-2023)

Sri P. Shiva Rao, learned Standing Counsel for the respondents, is present at the hearing. None appeared for the petitioner.

Rejoinder is not filed. Counsel for the petitioner is not present and the OP is adjourned finally to give an opportunity to the petitioner to pursue the petition.

Call on 07-08-2024.

Sd/-
MEMBER/PVRR

Sd/-
CHAIRMAN

Sd/-
MEMBER/TRS

OP No. 5 of 2024

M/s.Kakatiya Cement, Sugar & Industries Ltd. Vs. APCPDCL

(Petition filed under Section 86(1)(f) of the Electricity Act, 2003 seeking to declare that the Petitioner is not liable to pay late payment surcharge/interest on differential wheeling charges which were deposited by the Petitioner on 03-07-2023, in accordance with the notice dt.13-06-2023 issued by the Superintending Engineer, Operation Circle, APCPDCL, Vijayawada; and, consequently, to set aside the impugned notice bearing Lr. No. CMD/D(F)GM(R&F)/GM(Rev-HT)/AAO/JAO(HT)D.No.1107/23, dt.05-12-2023 issued by the Respondent to the Petitioner)

Ms. D.Achala Siri, learned Counsel for the Petitioner; and Sri P.Shiva Rao, learned Standing Counsel for the respondent, are present at the hearing.

OP allowed (vide separate order)

Sd/-
MEMBER/PVRR

Sd/-
CHAIRMAN

Sd/-
MEMBER/TRS

OP No. 17 of 2023
M/s ACME Solar Holdings Pvt., Ltd. & 5 others Vs. APSPDCL & 3 others

(OP No.17 of 2023: Petition filed is filed under Section of the 86(1)(f) of the Electricity Act, 2003, inter alia, challenging the unilateral deductions made by respondent No.1 in the payment of the monthly tariff invoices for the period from COD of the projects to till date; and also also to direct the respondent No.1 to make payment of the withheld amounts, being Rs.333.10 crores along with LPS amounting to Rs.137.14 crores, totalling to Rs.470.24 crores).

Sri Vishrov Mukerjee, Counsel representing Sri P.S.S.Bhargava, learned counsel for the Petitioners; and Sri P.Shiva Rao, learned Standing 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. 61 of 2023 & IA No.1 of 2023
M/s Sarda Metals & Alloys Ltd Vs. APTRANSCO and another

(OP No.61 of 2023: Petition filed under Section 86(1)(f) of the Electricity Act, 2003 seeking adjudication of a dispute in relation to claim of Line and Bay Maintenance charges imposed on petitioner's Captive Power Plant).

(IA No.1 of 2023: (This petition is filed seeking stay of demand, vide Lr.No. SE/O&M/VZM/Tech/AEE2/F.O&M charges X.3/D.NO.1043/23, dated 02.06.2023, issued by Respondent No.2 or any such other order or orders).

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.

At the request of the learned counsel for the petitioner, call on 24-07-2024.

Sd/-
MEMBER/PVRR

Sd/-
CHAIRMAN

Sd/-
MEMBER/TRS