

ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
RECORD OF PROCEEDINGS
Dated 11-06-2025

OP No. 21 of 2025
Central Power Distribution Company of A.P.Ltd., (APCPDCL)
OP No. 23 of 2025
Eastern Power Distribution Company of A.P.Ltd., (APEPDCL)
OP No. 25 of 2025
Southern Power Distribution Company of A.P. Ltd., (APSPDCL)

(Petitions filed under Section 86(1)(b) and Section 62 of Electricity Act 2003 read with Regulation 8 of APERC (Conduct of Business) Regulations, 1999 for computation of Pooled Cost of Power Purchase for the Financial Year 2023-24 applicable for the FY 2024-25)

Sri P. Shiva Rao, Learned Standing Counsel for the Petitioners is present at the hearing.

Since these OPs are related to Computation of Pooled cost of Power Purchase they must be placed in public domain. The office shall place material available on record on the home page of Commission's website for the reference of all stakeholders.

APCPDCL, APEPDCL & APSPDCL shall carry out publication of their respective petitions in two widely circulated newspapers - one in Telugu daily and the other in English daily - of the Andhra Pradesh Editions within a week i.e. by 18-06-2025. The publication shall invite objections/suggestions from all stakeholders, allowing a period of 15 days for submission i.e. by 03-07-2025 AN. APDISCOMs shall also file proof of publication with the Commission's office.

Furthermore, DISCOMs are directed to submit their responses to the objections received, within 15 days thereafter i.e. by 18-07-2025.

The next date of hearing will be intimated in due course of time.

Sd/-
MEMBER/PVRR & Chairman_{I/C}

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I.A. No. 1 of 2025 in
O.P. Nos. 93-101 of 2021 &
O.P. Nos. 1-3 of 2022 &
O.P. Nos. 75-78 and
82-87 of 2024

M/s Axis Wind Farms (MPR Dam) & Others Vs. APSPDCL

(IA filed under Clause 55 of the APERC Conduct of Business Regulations 1999 read with sections 86 (l) (e) and 97 of the Electricity Act 2003 (Act), seeking appointment of a Technical Expert Body to examine and opine on the data submitted for identification of reasons for largescale curtailment of renewable energy generation in violation of the 'must-run' status and contrary to the guidelines issued by the Forum of Regulators (2022))

Sri Anurag Kulharia, counsel representing Dr. Navya Jannu, Counsel for the Petitioners; and Sri P.Shiva Rao, Learned Standing Counsel for the respondent, are present at the hearing.

Shri P. Shiva Rao, learned counsel for the respondent, reiterates his earlier submissions made during previous hearings in similar matters, that the present Interlocutory Application (IA) and the connected Original Petition (OP) involve adjudicatory issues. He submits that it would not be legally tenable for a Single-Member Commission to adjudicate upon such matters. Accordingly, he prayed that the hearing of the OP and IA may be deferred until the appointment of the remaining Members of the Commission, so that the matter may be heard and decided by a full Bench.

Sri Anurag Kulharia, learned counsel representing Dr. Navya Jannu, appearing for the Petitioners, while agreeing in part with the submissions made by Shri P. Shiva Rao, submitted that the prayer in the present IA is limited to seeking appointment of an expert committee to examine and provide an opinion on the data submitted, for the purpose of identifying the reasons for the large-scale curtailment of renewable energy generation in violation of the 'must-run' status and contrary to the guidelines issued by the Forum of Regulators (2022). He further submitted that, in the event the Commission is inclined to allow the IA and appoint an expert committee, the petitioners are willing to bear the entire cost of appointment of such expert committee. He also submitted that the expert committee may complete its exercise and submit its report by the time the Commission is duly constituted with the appointment of the remaining Members, enabling the full bench to consider the OP along with the report.

Heard both learned counsel. The Commission will examine the issue of appointment of an expert committee as prayed for and intimate the further course of action in due course.

Sd/-
MEMBER/PVRR & Chairman_{I/C}

ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
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OP No. 18 of 2024

APSPDCL Vs. M/s. National Aluminium Company Ltd.,

(Petition filed under Section 86(1)(b) read with Section 86(1)(e) of the Electricity Act, 2003, seeking approval for the continuation agreement entered on 26.02.2024 between APSPDCL and M/s. NALCO for procurement of Power from their 50.4 MW wind power plant located at Gandikota, Jammalamadugu in YSR District.)

Sri P.Shiva Rao, learned Standing Counsel for the Petitioner; and Sri Subrat K. Mohanty, learned counsel for M/s. National Aluminium Company Ltd, Sri M. Venugopala Rao, Senior Journalist are present at the hearing through online and in-person.

Sri M. Venugopala Rao, learned objector, has submitted that the replies furnished by APSPDCL to his objections are vague and not in the manner or to the extent sought for by him. He has requested the Hon'ble Commission to direct APSPDCL to furnish complete and specific information as sought in his objections.

Accordingly, APSPDCL is directed to provide the requisite information to Sri M. Venugopala Rao within ten days from today. Sri M. Venugopala Rao is permitted to submit his comments/suggestions, if any, within 10 days thereafter.

The Commission may, if it considers it necessary, conduct a further hearing in the matter, or otherwise proceed to pronounce final orders.

Sd/-
MEMBER/PVRR & Chairman_{I/C}

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OP No.7 of 2025

**Central Power Distribution Company of A.P.Ltd., (APCPDCL) Vs. M/s.
Active Power Corporation Private Limited**

(Petition filed under Section 86 1 (b) read with Section 86 1 (e) of the Electricity Act, 2003, seeking approval for Power Purchase Agreement entered on 06.01.2025 between APCPDCL and M/s. Active Power Corporation Pvt Limited for procurement of Power from their 1.4 MW Mini Hydel Based power plant located on Budemeru Diversion canal in NTR District in Andhra Pradesh).

OP No.16 of 2025

**M/s. Active Power Corporation Private Limited
Vs. Central Power Distribution Company of A.P.Ltd., (APCPDCL)**

(Petition filed Under Section 62 of the Electricity Act, 2003, r/w. APERC (Conduct of Business Regulation, 1999) for determination of tariff for a period of 15 years i.e. from the 25th year to 40th year of operation for the Power Purchase Agreement (PPA) dated.06.01.2025 for 1.4 MW Capacity 'Mini Hydel Power' entered into between the Petitioner and the Respondent Discom's).

Sri Shaik. Md. Umar Abdullah, counsel representing N.Sai Phanindra Kumar, learned counsel for M/s. Active Power Corporation Private Limited and; Sri P.Shiva Rao, Learned Standing Counsel for APCPDCL, are present at the hearing.

A counter has been filed by APCPDCL in OP No. 16 of 2025. Learned counsel for M/s. Active Power Corporation Private Limited sought time to file a rejoinder. Accordingly, two weeks' time is allowed to file the rejoinder.

The next date of hearing will be intimated in due course of time.

Sd/-
MEMBER/PVRR & Chairman_{I/C}