

Record of Proceedings Dated 28-08-2024

OP No. 31 of 2024

M/s Bharath Wind Farm Limited Vs. APSPDCL

(Petition filed under Section 86(1)(b)(e) and (f) of the Electricity Act, 2003 seeking Refund of the Grid support charges levied by the respondent-APSPDCL)

Ms. A.Satya Siri, Counsel representing Sri Anand K. Ganesan, learned Counsel for the Petitioners; and Sri G.V.Brahmananda Rao, counsel representing Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Sri Brahmanand Rao, Counsel representing Sri P. Siva Rao, requested time for filing Counter. Four weeks time is accordingly granted.

Call on 25-09-2024

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

Review IA No.1 of 2024

in OP No. 40 2020

M/s Victory Power Systems Private Limited Vs. APSPDCL

(Review Interlocutory Application filed under Section 86(l)(f) read with Sections 86(l)(b) & 86(i)(e) of the Electricity Act, 2003 r/w. Clause 55(1) of the APERC (Conduct of Business) Regulations, 1999, as amended from time to time, seeking modification of order dated 01.03.2023 passed by this Commission in O.P No. 40/2020)

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

At the request of Sri Deepak Chowdary, call on 25-9-2024.

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

IA No. 2 of 2024
in OP No. 17 of 2023

**M/s ACME Solar Holdings Ltd. & 5 Others Vs. APSPDCL, APTRANSCO ,
APSLDC & APPCC**

(Interlocutory Application in OP No.17 of 2023 seeking clarification Of Order dated 19.06.2024
passed by this Hon'ble Commission).

Sri M.Sreenivasa Reddy, Counsel representing Sri P.S.S.Bhargava,
learned Counsel for the Petitioners; and Sri G.V.Brahmananda Rao, counsel
representing 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, the OP is
adjourned.

Call on 25-9-2024.

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

OP No. 30 of 2024 & IA No.1 & 2 of 2024

M/s Azure Power Infrastructure Private Limited Vs. APSPDCL & Anr.

Petition under Section 86(1) (f) of the electricity Act,2003 read with the relevant provisions of the
power purchase Agreement dated 05.12.2014 impugning the legality and validity of Notice
dated 14.06.2024 and 26.06.2024 issued by the Respondent No.1 to the petitioner and Letter
dated 19.03.2024 issued by the Respondent No.2 to the Petitioner.

Sri Rahul Chauhan, Counsel representing Sri Shashwat Kumar, learned

Counsel for the Petitioners; and Sri G.V.Brahmananda Rao, counsel representing Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

OP disposed of (vide: separate order).

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

OP No. 28 of 2024

M/s. Aurobindo Pharma Ltd (APL) Vs. Transmission Corporation of Andhra Pradesh Limited, The Chief Engineer, Vizag Zone, AP Transco, Superintending Engineer, OMC Circle, APTRANSCO, Vizianagaram.

(Petition filed under Section 86(1)(c), 86(1)(f) & 86(1)(k) of the Electricity Act, 2003 for adjudication of a dispute in relation to claim of line and bay maintenance charges imposed on petitioner's unit I (HT SC No. SKL - 139) & Unit II (HT SC No. SKL - 423))

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

Heard. Orders reserved

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

OP No. 30 of 2020

M/s. Tadas Wind Energy Pvt. Ltd Vs. APSPDCL

OP No. 64 of 2021

M/s. Khandke Wind Energy Pvt Ltd Vs. APSPDCL

OP No. 93 of 2021

M/s Axis Wind farms (MPR Dam) Vs. APSPDCL

OP No. 94 of 2021

M/s Saipuram Wind Energies Pvt Ltd. Vs. APSPDCL

OP No. 95 of 2021
M/s JED Solar Parks Pvt. Ltd., Vs. APSPDCL
OP No. 96 of 2021
M/s Skeiron Renewable Energy Amidyala Ltd., Vs. APSPDCL
OP No. 97 of 2021
M/s Animala Wind Power Pvt Ltd., Vs. APSPDCL
OP No. 98 of 2021
M/s Poly Solar Parks Pvt. Ltd. Vs. APSPDCL
OP No. 99 of 2021
M/s Vayuputhra Energy Pvt Ltd., Vs. APSPDCL
OP No. 100 of 2021
M/s Sandla Wind Project Pvt. Ltd.,Vs. APSPDCL
OP No. 101 of 2021
M/s Guttaseema Wind Energy Company Pvt Ltd., Vs. APSPDCL
OP No. 1 of 2022
M/s. Greenko Uravakonda Wind Power Pvt. Ltd., Vs. APSPDCL
OP No. 2 of 2022
M/s Greenko Anantapur Wind Power Pvt. Ltd., Vs. APSPDCL
OP No. 3 of 2022

M/s New Era Enviro Venture (Mahabubnagar) Pvt. Ltd., Vs. APSPDCL
(All these Petitions are filed under Section 86(1)(e) and (f) of the Electricity Act, 2003, r/w.Clauses 8 or 55 of the APERC (Conduct of Business) Regulations, 1999 (as Amended), and also read with the relevant Articles of the respective Power Purchase Agreements (PPAs) entered into between the petitioners and APSPDCL-DISCOM, seeking directions to the latter for expeditiously releasing the amounts due and payable to the Petitioners under the respective PPAs towards Late Payment Surcharge (LPS)

Sri Anurag Kulharia, Counsel representing Sri Dipan Bhuptani, learned counsel for the petitioners in OP Nos.30 of 2020 and 64 of 2021 and also representing Sri V.Akshaya Babu, learned counsel for the Petitioners in OP Nos.93 to 101 of 2021 and 1, 2 & 3 of 2022, assisted by Sri A.V.V.R.Sudheer, General Manager (Legal) ; and Sri G.V.Brahmananda Rao, counsel representing Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the hearing.

Memo dated 28-08-2024 is filed wherein it is stated that the developers are invited for a meeting to be chaired by the Hon'ble Minister for Energy of Andhra Pradesh scheduled for 04-09-2024 at 11:30 AM in conference hall, AP Secretariat, Velagapudi, Andhra Pradesh. The learned counsel for the Respondents requested an adjournment stating that some out of court settlement is expected in the said meeting. In view of the above, the OPs are adjourned. On intimation of the result of the meeting, further date for the hearing of the OPs will be decided.

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

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 K.Gopal Choudary, learned Counsel for the Petitioner; Sri M. Venugopala Rao, Learned Objector; Sri Sivakumar, representing APTMA; and Sri P.Shiva Rao, learned Standing Counsel for the respondents, are present at the online hearing.

Sri M. Venugopala Rao, learned objector, has pointed out that neither the Petitioner nor the Respondent have responded to the objections filed by the

objectors and that it would be appropriate if they file their respective responses to the objections. Sri P. Shiva Rao, learned standing counsel for the Respondent submitted that he will advise his client to submit their responses to the objections filed by learned objectors. It has also come out that the additional counter filed by Respondent 1,2 & 3 yesterday has not been uploaded. The office shall upload the said additional counter also.

In view of the above, the OP is adjourned to enable the Petitioners and Respondents to submit their responses if any to the objections filed by the objectors. Date of hearing will be separately intimated.

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN

OP No. 18 of 2024

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

(Petition filed under Section 86(1)(b) r/w. 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 M. Venugopala Rao, learned Objector; Sri Sivakumar, representing APTMA; and Sri P.Shiva Rao, learned Standing Counsel for the Petitioner are present at the online hearing. Sri Subrat K.Mohanty, General Manager (Mech.), National Aluminium Company Ltd., is present offline.

Sri M. Venugopala Rao, Learned objector, has filed his objections which were received yesterday. Sri P. Shiva Rao, learned standing counsel for the

Petitioner has requested for time for filing Rejoinder if any. The case is accordingly adjourned. Date will be intimated later.

Sd/-
MEMBER/TRS

Sd/-
CHAIRMAN