

Record of Proceedings dated 07-07-2021

O.P.No.41 of 2020
APEPDCL Vs ----

Public hearing in the matter of Petition for determination of the True-up for distribution Business for 3rd control period (FY 2014-15 to FY 2018-19) under Clause 19, Pg 14 of the APERC (Terms and Conditions for Determination of Tariff for Wheeling and Retail Sale of Electricity) Regulation No. 4 of 2005

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri M. Venugopala Rao, learned objector are present at the web hearing.

We have heard Sri P. Shiva Rao and Sri M. Venugopala Rao. Orders reserved.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 68 of 2021
ApSPDCL Vs. ---

Petition seeking approval of the Commission to consider issuing suitable amendments to Schedule of development charges

Sri P. Shiva Rao, learned Standing Counsel for the petitioner and Sri M. Venugopala Rao, learned objector are present at the web hearing.

Sri P. Shiva Rao submitted that the connected O.P.Nos.72 and 73 of 2021 are posted to 4-8-2021 and that this O.P. also may be posted along with the said O.Ps. The request is accepted.

Call along with connected matters i.e, OP Nos. 72 & 73 of 2021 on 04-08-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 15 of 2021
APEPDCL Vs. ---NIL--

Petition for Determination of the True up for Retail Supply Business for FY 2019-20 in accordance with the "Andhra Pradesh Electricity Regulatory Commission (Terms And Conditions For Determination Of Tariff For Wheeling And Retail Sale Of Electricity) Regulation No.4 of 2005 and amendments issued from time to time".

OP No. 37 of 2021
APSPDCL Vs. ---NIL---

Petition for determination of the True-up for Retail Supply Business for FY 2019-20 in accordance with the APERC (Terms & Conditions for Determination of Tariff for Wheeling and Retail Sale of Electricity) Regulation No. 4 of 2005 and amendments issued from time to time

Sri P. Shiva Rao, learned Standing counsel for the utilities and Sri. M. Venugopala Rao, learned objector are present at the web hearing.

Sri M. Venugopala Rao submitted that he needs certain information for making his oral submissions with reference to the stand taken by the petitioners.

Sri M. Venugopala Rao is permitted to make a request in this regard in writing to the petitioners. Within one week of receiving such a request, the petitioners shall furnish the information which is relevant for the purpose of the present petitions. Call on 01-09-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

RP No. 3 of 2021 in OP No. 33 of 2019 & OP No. 35 of 2018 (PART)
APGENCO Vs. APSPDCL & APEPDCL

Petition u/s 94 of the Electricity Act, 2003 r/w Regulation 49 (1) of the APERC (Conduct of Business) Regulation 1999 seeking review of APERC order dt. 31-12-2020 in OP No. 33 of 2019 & OP No. 35 of 2018 (PART)

Sri. S.V. Ramana, representing Sri. O. Manohar Reddy, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Sri S.V. Ramana requested for an adjournment for filing a copy of the order in respect of which the Review is sought. Sri P. Shiva Rao requested for time for filing counter affidavit. In the light of the said requests, the R.P. is adjourned. Call on 18-08-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

IA No 2 of 2021 in OP No. 37 of 2020
Indian Railways Vs. APTRANSCO, APSPDCL & APEPDCL

Petition filed under Section 86, 142, 746 and 149 of the Electricity Act, 2003 read with Regulation 9 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 against AP Transco/ Discoms for non-compliance of this Hon'ble Commission's order dated 23.12.2020 passed in petition being O. P. No. 37 of 2020

Sri. Pulkit Agarwal, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

We have heard the learned counsel for both the parties. By an earlier order, the Commission has extended time for complying with the order dated 23-12-2020 in the O.P. on or before 31-07-2021. In the light of the said order, this application has become infructuous and the same is accordingly closed.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No. 43 of 2020
APPDCL Vs. APSPDCL, APEPDCL, APCPDCL, APTRANSCO & APGENCO

Petition u/s 86 (1) (f) of the Electricity Act, 2003 for adjudication of dispute relating to payment of Fixed Charges to APPDCL upon diversion of Flexi coal from RTPP - I & III Stages of APGENCO to SDSTPS / Stage-I of APPDCL during FY2018-19 & 2019-20

Sri. K. Gopala Choudary, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Rejoinder to the counters of the Discoms has been filed by the petitioner. Sri P. Shiva Rao requested for time on behalf of A.P. Transco for filing counter affidavit. Two weeks' time for filing counter is granted. Two weeks' time for filing rejoinder to the

counter is granted to the petitioner. Call on 18-08-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P. No. 60 of 2019 & IA No. 1 of 2021
M/s. Green Infra Wind Solutions Ltd Vs. APPCC & APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Power Purchase Agreement dt.18-02-2017 executed between the petitioner and respondent for recovery of outstanding amounts legally due to the petitioner

APPLICATION FOR RECTIFICATION OF RECORD OF PROCEEDINGS DATED 07.04.2021 UNDER REGULATION 56 OF THE APERC (CONDUCT OF BUSINESS) REGULATIONS, 1999

Sri. Rohit Venkat & Sri. Vishrov Mukerjee, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Disposed of (vide separate order)

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P. No.63 of 2019
M/s. Jindal Aluminium Ltd Vs. APSPDCL & 2 others

Petition under Section 86 (1) (f) of the Electricity Act 2003 R/w APERC Conduct of Business Regulation 1999 for direction to make payment amounts against the monthly bills for the period from 01-08-2018 to 31-07-2019 and the amounts deducted towards rebate from monthly power bills for the period May, 2018 to June, 2018 along with interest in terms of PPA dated 14-08-2015

Sri. N. Phanindra representing Sri Challa Gunaranjan, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Disposed of (vide separate order).

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No. 59 of 2021

APEPDCL & 2 others Vs. GVK Industries Ltd & 3 others

Petition 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

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Ms. Rubaina S Khatoon, Counsel for the respondents and Sri M. Venugopala Rao, learned objector are present at the web hearing.

Ms. Rubaina S. Khatoon submitted that she has entered appearance for respondent Nos.1 and 2 and she also proposes to enter appearance for respondent Nos.3 and 4. She requested for time for filing counter affidavit. Four weeks' time for filing counter is granted. Two weeks' time for filing reply, if any, by the petitioners and the Objector is granted. Call on 25-08-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 41 of 2021

M/s. Lanco Kondapalli Power Limited Vs. APSPDCL, APEPDCL, APCPDCL and APPCC

Payment of differential bills amount for the energy supplied by M/s. Lanco Kondapalli Power Limited to SPDCL of AP and EPDCL of AP Ltd

Sri. Abhishek Swaroop, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Sri Abhishek Swaroop submitted that Liquidator has been appointed for the petitioner and that the petitioner needs to file appropriate application for permitting the Liquidator to represent it in this O.P. Time is accordingly granted. Call on 01-09-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 42 of 2021
M/s. Compucom Software Ltd. Vs. APSPDCL

Petition u/s 86 (1) (a), 86 (1) (b), 86 (1) (e) of the Electricity Act 2003 seeking approval of tariff of at least Rs.3.43/- per unit or higher for sale of wind power by the petitioner's 0.8 MW wind power plant to the respondent herein for the PPA dt.22-04-2010 for the balance tenure from 11th year to operation to 20th year in terms of the order dt.01-05-2009 passed by this Commission in Op Nos. 6 & 7 of 2009.

OP No. 52 of 2021 & IA No. 1 of 2021
M/s. Vikram Traders Vs. APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 18-03-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 53 of 2021 & IA No. 1 of 2021
M/s. S. Kumar Vs.APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 23-04-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 54 of 2021 & IA No. 1 of 2021
Siddanga Oil Extractions Pvt Ltd Vs. APTRANSCO & APSPDCL

"Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 22-04-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 55 of 2021 & IA No. 1 of 2021
M/s. Texmo Precision Casting Vs. APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 02-08-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

"Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 56 of 2021 & IA No. 1 of 2021
M/s. Arts & Crafts Exports Vs. APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 21-04-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 57 of 2021 & IA No. 1 of 2021
M/s. Prakash Beedies Pvt Ltd Vs. APTRANSCO & APSPDCL

"Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 20-04-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 58 of 2021 & IA No. 1 of 2021
M/s. Texmo Industries Vs. APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 20-04-2010 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

OP No. 61 of 2021 & IA No. 1 of 2021
M/s. Shreem Electric Ltd Vs. APTRANSCO & APSPDCL

Petition under Section 86 (1)(a), 86(1)(b) and 86 (1) (e) of the Electricity Act, 2003 for approval of generic tariff at Rs. 3.43/- per unit for sale of wind power to the AP DISCOMs, for PPA dated 30-03-2011 in the State of AP after expiry of the ten year period in terms of the Order dated 01-05-2009 passed by this Hon'ble Commission in OP.Nos. 6 & 7 of 2009

Application seeking direction that the generic tariff of Rs.3.43/- per unit may be made applicable to the applicant / petitioner during the pendency of the present petition

Sri. N. Phanindra, Advocate representing Sri. Challa Gunaranjan, counsel for the petitioner in OP No. 42 of 2021, Sri. A. Purushotham Reddy, Counsel for the petitioners in other OPs and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Replies/objections have been filed by the respondents. At the request of the learned Counsel for the petitioners for filing rejoinders, call on 01-09-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

IA No. 1 of 2021 in OP No. 21 of 2019
M/s. RCI Power Limited Vs. APSPCL

Application under Section 142 of the EAct, 2003 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 as amended on behalf of petitioner seeking appropriate order against the respondent for Non-compliance of the order dated 11-0-2019 passed by this Hon'ble Commission in OP.No. 21 of 2019

IA No. 1 of 2021 in OP No. 28 of 2019
M/s. Bharat Wind Farm Limited Vs. APSPDCL

Application under Section 142 of the EAct, 2003 read with Regulation 55 of the APERC (COnduct of Business) Regulations, 1999 as amended on behalf of petitioner seeking appropriate order against the respondent for Non-compliance of the order dated 11-09-2019 passed by this Hon'ble Commission in OP.No. 28 of 2019

Sri P. Shiva Rao, learned Standing counsel for the respondent are present at the web hearing.

Sri P. Shiva Rao submitted that the Appeal filed by his client is listed before the Registrar of the Hon'ble APTEL today. He requested for reasonable time to await the appropriate orders from the Hon'ble APTEL. The case is accordingly adjourned finally. It is made clear that no further adjournment will be granted on the ground of pendency of Appeal before the Hon'ble APTEL. Call on 18-8-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

RP No. 2 of 2021 in OP No. 46 of 2017
APGENCO Vs. APSPDCL, APEPDCL & AP Solar Power Corporation Ltd (APSPCL)

Petition u/s 94 (1) (f) of the Electricity Act 2003 r/w Regulation 49 (1) of the APERC (Business of the Commission), Regulation 1999 for review of Commission order dt.22-10-2020 in OP No. 46 of 2017

Sri. O. Manohar Reddy, Counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

Sri P. Shiva Rao requested for time for filing counter affidavit. Four weeks' time is accordingly granted. Two weeks' time for filing rejoinder is granted to the petitioner. Call on 01-09-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR