

Record of Proceedings dated 24-03-2021

O.P.No.46 of 2020 & I.A.No.1 of 2021

APTRANSCO Vs ----

Filing of the Ture-up for the 3rd control period (FY2014-19) for its Transmission Business U/s 26 (5) of the AP Electricity Reform Act, 1998 and under Part VII (Section 61 to 64) of the Electricity Act, 2003 r/w the relevant APERC Guidelines and Regulations till date, by the APTRANSCO as the Transmission Licensee and as SLDC Operator

IA No. 1 of 2021 - Application filed by the Petitioner/APTRANSCO under Regulation 16 R/W Clause 55 of APERC Conduct of Business Regulation No.2 of 1999 for amendment of Petition to implead 3 Discoms

Sri P. Shiva Rao, learned Standing Counsel for the petitioner along with Smt. Vanaja representing APSPDCL and Sri A. Ravi Kumar, Chief General Manager, APEPDCL and Sri M. Venugopala Rao, learned objector are present at the web hearing.

Smt. Vanaja representing APSPDCL and Sri A. Ravi Kumar, Chief General Manager, APEPDCL have submitted that they have no objection for their impleadment. Accordingly, the I.A. is allowed. APEPDCL and APSPDCL are impleaded as respondents. The representatives of both the Discoms requested for time for submitting their respective responses in the O.P. Call on 23-06-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.47 of 2020
APTRANSCO Vs ----

Petition for determination of Tariff for Intra-State transmission lines of APTRANSCO carrying interstate power for the FY 2020-21 to include the same in the PoC Mechanism

Sri P. Shiva Rao, learned Standing Counsel for the petitioner is present at the web hearing.

No objections have been received from any quarter. Orders reserved.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.42 of 2020
APTRANSCO Vs ---

Petition for Determination of Tariff for Intra-State Transmission lines of APTRANSCO carrying interstate power for the FY2015-16 & FY 2016-17 to include the same in the PoC Mechanism

Sri P. Shiva Rao, learned Standing Counsel for the petitioner is present at the web hearing.

No objections have been received from any quarter. Orders reserved.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

I.A.No.49 of 2020 in O.P.No.37 of 2019

Sri. Ch. Chandramouli & Sri Ch. Venugopal Rao Vs Sri. A. Md.Imtiaz IAS Collector & District Magistrate, Krishna District
Petition filed u/s 142 & 146 of the Electricity Act, 2003

Sri P. Chengal Reddy, learned counsel for the petitioners is present at the web hearing.

Despite an email sent to the Collector & District Magistrate, Krishna District, no one represented him at the hearing. However, the office is directed to send a fresh notice through registered post with acknowledgement due along with a copy of the present proceedings. It should be stated in the notice that if the appearance is not entered on the next date of hearing, the Commission will be left with no choice other than directing the personal appearance of the Collector & District Magistrate, Krishna District. Call on 12-05-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.12 of 2020 & I.A.No.3 of 2020

M/s. Aarohi Solar Private Ltd.& 4 others Vs APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 for adjudication of disputes arising out of the Power Purchase Agreements dated 05-12-2014 entered by them with APSPDCL and seeking directions to the APSPDCL to act in accordance with terms of the PPA in connection with charges for drawl of power by their solar power generating stations for the auxiliary consumption.

I.A. No. 3 of 2020 filed u/s 94 (2) of the Electricity Act, 2003 sought for stay on the demand notices and invoices in connection with charges for drawl of power by the generating stations for their auxiliary consumption.

Ms. Molshree Bhatnagar, learned counsel representing the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present at the web hearing.

Ms. Molshree Bhatnagar, learned counsel representing the petitioner submitted that certain developments have taken place after the case was last adjourned. She requested for time for filing the material relating thereto. Call on 23-06-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.18 of 2019

M/s. Satya Maharshi Power Corporation Limited Vs APTRANSCO & 6 others
Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking directions to the 2nd Respondent to pay the fixed costs of Rs.54,25,085/- on deemed generation at Rs.1.37/- per unit from 09-06-2017 to 18-07-2017 at 80% PLF and damages incurred during the period of stoppage to the applicant company with interest at 18%

O.P.No. 19 of 2019

M/s. SLS Power Limited Vs APTRANSCO & 6 others
Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking directions to the 2nd Respondent to pay the fixed costs of Rs.54,25,085/- on deemed generation at Rs.1.37/- per unit from 09-06-2017 to 18-07-2017 at 80% PLF and damages incurred during the period of stoppage to the applicant company with interest at 18%

O.P.No.20 of 2019

M/s. Sree Venkata Sreedevi Power LLP Vs APTRANSCO & 6 others
Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking directions to the 2nd Respondent to pay the fixed costs of Rs.54,25,085/- on deemed generation at Rs.1.37/- per unit from 09-06-2017 to 18-07-2017 at 80% PLF and damages incurred during the period of stoppage to the applicant company with interest at 18%

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

Heard. Orders reserved.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P. No.1 of 2020

M/s.Vaayu (India) Power Corporation Limited Vs APTRANSCO, APPCC & APSPDCL
Petition filed under Section 86 (1)(b), 86(1)(e) and 86(1)(f) of the Electricity Act, 2003,
for specific performance of the Power Purchase Agreements dated 29-05-2010 and
for a direction against the Respondents for the payments of the outstanding amounts

Sri Anil Dutt, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing
Counsel for the respondents are present at the web hearing.

O.P. disposed of vide separate order.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.14 of 2020

M/s. Vish Wind Infrastructure LLP Vs APTRANSCO & 2 others
Petition filed under Section 86 (1)(b), 86(1)(e) and 86(1)(f) of the Electricity Act, 2003,
for specific performance of the Power Purchase Agreements dated 29-05-2010 and
for a direction against the Respondents for the payments of the outstanding amounts

O.P.No.15 of 2020

M/s. Vish Wind Infrastructure LLP Vs APTRANSCO & 2 others
Petition filed under Section 86 (1)(b), 86(1)(e) and 86(1)(f) of the Electricity Act, 2003,
for specific performance of the Power Purchase Agreements dated 29-05-2010 and
for a direction against the Respondents for the payments of the outstanding amounts

Sri Anil Dutt, learned counsel for the petitioners and Sri P. Shiva Rao, learned
Standing Counsel for the respondents are present at the web hearing.

Sri P. Shiva Rao, learned Standing Counsel for the respondents submitted that if the
petitioners are prepared to waive Late Payment Surcharge, the respondents would be

able to pool up their funds and clear the arrears. Sri Anil Dutt, learned counsel for the petitioners requested for time for instructions. Call on 23-06-2021, with liberty to make a mention for an early date if the petitioners are willing for waiver of LPS.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No.74 of 2019 I.A.No.27 of 2019
M/s.Azure Power India Pvt. Ltd Vs APSLDC, APTRANSCO, APEPDCL, NTPC &
MNRE

Petition filed by the petitioner under Section 33(4) read with Section 86(1)(e), 86(1)(f), and 86(1)(k) of the Electricity Act, 2003, and Regulation 8 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 as amended from time to time, inter alia seeking direction(s) to the Respondents to implement the MUST RUN status accorded to the Petitioner's Solar Projects in letter and spirit, refrain from illegally curtailing the solar energy generated therefrom and compensate the Petitioner for the unlawful and arbitrary curtailment of generation from the Petitioner's Solar Project

I.A.No.27 of 2019 filed by the petitioner under Regulation 16 read with Regulation 55 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 as amended from time to time, inter alia seeking interim direction(s) to the Respondents to implement the MUST RUN status accorded to the Petitioner's Solar Project in letter and spirit, and to produce the documents specified in the application which are necessary for the purpose of enabling the Commission to pass orders for adjudication of the Original Petition.

O.P.No.61 of 2019; I.A.No.20 of 2019 & I.A.No.19 of 2020
M/s. SBG Cleantech Project Co Pvt. Ltd Vs APSLDC, APTRANSCO, APEPDCL,
NTPC & MNRE

Petition u/s 33 (4) read with Sections 86 (1) (e), 86 (1) (f) and 86 (1) (k) of the Electricity Act, 2003 and Regulation 8 of the APERC (Conduct of Business) Regulations, 1999 as amended from time to time, inter-alia, seeking direction(s) to the respondents to implement the MUST RUN status accorded to the petitioner's Solar Project in letter and spirit, refrain from illegally curtailing the solar energy generated therefrom, and compensate the petitioner for the unlawful and arbitrary curtailment of generation from the petitioner's Solar Project

I.A.No.20 of 2019 filed by the petitioner under Regulation 16 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 as amended from time to time, inter-alia, seeking interim direction(s) to the respondents to implement the MUST RUN status accorded to the petitioner's Solar Project in letter and spirit and to produce documents specified hereunder which are necessary for the purpose of enabling this Commission to pass order for adjudication of the petition filed under Section 33 (4) read with Section 86 (1) (e), 86 (1)(f) and 86 (1) (k) of the E. Act, 2003.

"Application filed by R-1 in OP No. 61 of 2019 by Respondent No.1/ APSLDC Under Clause 16 (3) r/w Clause 55 of APERC Conduct (Business Regulations) 2 of 1999 for submitting additional documents"

Sri Aniket Prasoon, learned counsel for the petitioners, Sri Puneet Jain, learned counsel for APSLDC and Sri P. Shiva Rao, learned Standing Counsel for the licensees are present at the web hearing.

The petitioners have filed a petition agreeing in principle to refer to an expert committee, the issue of nature of curtailment. Sri Puneet Jain, learned counsel for APSLDC and Sri P. Shiva Rao, learned Standing Counsel for the licensees have also while agreeing in principle for reference of the said issue to the expert committee, undertook to indicate the names of the experts before the next date of hearing. Call on 31-03-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR