

Record of Proceedings dated 27-10-2021

O.P.No.38 of 2020

APEPDCL Vs ---

O.P.No.39 of 2020

APSPDCL Vs ---

Petition seeking approval of the Commission to consider issuing suitable amendments to certain clause of the Regulation 6/2004 in pursuant to clause 11 (2) of Regulation 6/2004

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

Sri P. Shiva Rao submitted that he is not being properly assisted by the petitioners and that therefore he is not in a position to argue the cases effectively. As this is an unfortunate situation, we are left with no option other than adjourning the cases *sine die* until the learned Standing Counsel files an application for posting of the cases by informing the Commission that he is fully prepared to argue the cases.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

IA No. 1 of 2021 in OP No. 82 of 2021
M/s. Bharathi Cement Corporation Pvt Ltd Vs. APSLDC

Application under Regulation 56 r/w Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 seeking to permit the petitioner to amend the prayer in OP No. 82 of 2021

Sri.Challa Gunaranjan, counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present at the web hearing.

This application is filed for permitting the petitioner to amend the prayer in O.P.No.82 of 2021 by substituting the original prayer with the following prayer :

“Therefore, it is most respectfully prayed that this Hon’ble Commission may be pleased to clarify and/or exempt the petitioner company from the Renewable Power Purchase Obligation (RPPO) and that the energy

consumed from its 9.5 MW WHRS plant through co-generation process is to be considered for setting off the petitioner's RPPO requirement qua its consumption from other conventional sources under the Regulation No.1 of 2017, in view of the consumption of power from its co-generation WHRS unit through waste heat received from flue gases and to pass such other order/s in the facts and circumstances of the case as this Hon'ble Commission may deem just and equitable in favour of the petitioner."

At the hearing, Sri P. Shiva Rao submitted that as a factual error has crept-in in the Petition, the respondent has no objection for allowing the prayer of the applicant.

In the light of the above, the application is allowed as prayed for.

The relief also stands amended in terms of the amended Petition.

Office shall furnish the amended copy of the order to both the parties.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 91 of 2021
M/s. JSW Power Trading Company Ltd Vs. APSPDCL

Petition under Section 142 of the Electricity Act, 2003 r/w Regulation 55 of the APERC (Conduct of Business) Regulation, 1999 seeking imposition of punishment on the respondent for dis-obeying the orders dated.06.03.2020 passed by this Hon'ble Commission in O. P. No. 34 of 2019.

Sri. Aman Anand, counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present at the web hearing.

Sri P. Shiva Rao, learned Standing Counsel for the respondent requested for a month's time for filing counter. Considering the fact that the time of one month granted to the respondent for payment of LPS has expired more than one and half years back, prima facie, the Commission does not find any justification for the respondent for non-compliance of the order. Therefore, while allowing the respondent to file counter affidavit as requested by its Standing Counsel, the CMD of the respondent shall be personally present in the event the respondent does not

comply with the order dated 6-3-2020 in O.P.No.34 of 2019 before the next date of hearing. Call on 08-12-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 92 of 2021 & IA No. 1 of 2021
M/s. Sree Venkata Sreedevi Power LLP Vs. APSPDCL & APPCC

Petition under Section 86(1)(f) read with Section 86(1)(e) of the Electricity Act, 2003, Regulation 8 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 as amended from time to time seeking direction to APSPDCL and APPCC for releasing payment against the outstanding interest on delayed payment of invoices towards sale of biomass energy as per the PPA.

The Petitioner also filed an application seeking directions to the respondents to release and make payment immediately to the petitioner.

Sri. Challa Gunaranjan, 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, takes notice for the respondent and seeks time for filing counter. Call on 08-12-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 43 of 2021
M/s. Texmo Industries Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 20-04-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 44 of 2021
M/s. Texmo Precision Casting Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 02-08-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 45 of 2021

M/s. Triveni Enterprises Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 31-03-2011 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 46 of 2021

M/s. Texonic Instruments Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 16-12-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 47 of 2021

M/s. Vikram Traders Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 18-03-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 48 of 2021

M/s. Siddanga Oil Extractions Pvt Ltd Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 22-04-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 49 of 2021

M/s. S. Kumar Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 23-04-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 50 of 2021

M/s. Prakash Beedies Pvt Ltd APTRANSCO & APSPDC.

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 20-04-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 51 of 2021

M/s. Arts & Crafts Exports Vs. APTRANSCO & APSPDCL

Petition under Section 86(1)(b), 86 (1) (e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of PPA dated 21-04-2010 and for a direction against the respondents for the payments of the outstanding amounts

OP No. 60 of 2021
M/s. Shreem Electric Ltd Vs. APTRANSCO & APSPDCL

Petition under section 8(1)(b), 86(1)(e) and 86 (1) (f) of the Electricity Act, 2003 for specific performance of the Power Purchase Agreement dated 30-03-2011 and for a direction against the respondents for the payments of the outstanding amounts

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

Sri. A. Purushotham Reddy requested for further time for filing rejoinder. Call on 08-12-2021.

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
(Conduct of Business), Regulation 1999 for review of the Commission's 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 O. Manohar Reddy submitted that his client does not intend to file any rejoinder and that he is ready to argue the case. Call on 08-12-2021 for hearing.

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. 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 O. Manohar Reddy submitted that his client does not intend to file any rejoinder and that he is ready to argue the case. Call on 08-12-2021 for hearing.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No. 18 of 2020;
IA No.42 of 2020 & IA No. 1 of 2021

M/s. Khandaleru Power Company Ltd Vs. 1) CMD/APSPDCL, 2) CE/IPC, PP&S/
APSPDCL, 3) GM/OPC/PP&S/APPCC, 4) SE/Opt Circle/ APSPDCL,Nellore

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulation, 1999, seeking adoption of tariff discovered through competitive bidding for procurement of 6 MW capacity power from the petitioner's Mini Hydel Project at Khandaleru Reservoir, Khandaleru, Nellore District in terms of the PPA dated 16-02-2019

IA No. 42 of 2020 - Application filed by the petitioner u/s 142 of the EA, 2003 r/w Regulations 55 of the APERC (Conduct of Business) Regulation, 1999 for violating and dis-obeying the orders passed by the Commission dt.17-03-2020 and 26-08-2020 in IA No. 4 of 2020 in OP No. 18 of 2020

RP No. 3 of 2020 in Lr.No.APERC/JD(PPP)/DD(P&PP)/F.No.E-938/D.No.451/ 18,
Dt:30.05.2018

APSPDCL & APEPDCL Vs. Khandaleru Power Company Ltd
Victory Power Systems Pvt Ltd & Raji Power Pvt Ltd

Review Petition under Section 94(1)(f) of Electricity Act 2003, Regulation 49 & 59 of APERC (Conduct of Business) Regulations, 1999 seeking review of the directions of this Hon'ble Commission vide

Lr.No.APERC/JD(PPP)/DD(P&PP)/F.No.E-938/D.No.451/ 18, Dt:30.05.2018
according in principle approval for procurement of power from Mini Hydel Projects

O.P.No. 40 of 2020
Victory Power Systems Pvt Ltd Vs. APSPDCL

Petition u/s 86 (1) (f) r/w Sections 86 (1) (b) and 86 (1) (e) of the Electricity Act, 2003 for adjudication of the dispute relating to the purchase of mini hydel power by APSPDCL from Victory Power Systems Pvt Ltd in terms of the PPA dt.16-02-2019 and for approval thereof.

Sri. Challa Gunaranjan, counsel for the petitioner in O.P.No.18 of 2020 and for respondents in R.P.No.3 of 2020, Sri K. Gopal Choudary, Counsel representing Sri Challa Gunaranjan, Counsel for the petitioner in O.P.No.40 of 2020, and Sri P. Shiva Rao, Standing Counsel for the petitioners in R.P.No.3 of 2020 and for the respondents in O.P.Nos.18 and 40 of 2020 are present at the web hearing.

Sri Challa Gunaranjan submitted that certain developments have taken place after O.P.No.18 of 2020 was last adjourned and that he proposes to file an affidavit in that regard. He requested for an adjournment for this purpose.

Sri K. Gopal Choudary requested that R.P.No.3 of 2020 and O.P.No.40 of 2020 may be heard together.

Accordingly, call O.P.Nos.18 of 2020 and 40 of 2020 along with R.P.No.3 of 2020 on 08-12-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR