

Record of Proceedings dated 28-04-2021

IA NO.1 of 2021

In

R.P.No.2 of 2020 in O.P.Nos.68 & 69 of 2019

APSPDCL & APEPDCL Vs --

Review Petition on the Order dt.10-02-2020 in O.P.Nos.68 & 69 of 2019 in respect of
the Retail Supply Tariff Order for FY 2020-21

Sri G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing Counsel for the review petitioner, Mr. Shri Venkatesh for some of the objectors and Sri M. Venugopala Rao, learned objector are present at the web hearing.

This application is filed for permission to withdraw various averments in the review petition as referred to in paras 1 to 7. At the hearing, Sri G.V. Brahmananda Rao, learned counsel representing Sri P. Shiva Rao, learned Standing Counsel for the Discoms requested to allow this application.

The Commission feels that better sense prevailed upon the Discoms in making such a request. Accordingly, the I.A. is allowed as prayed for. Amended review petition shall be filed within 4 weeks. Call on 28-07-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

OP No. 40 of 2021

M/s. Compucom Software Ltd. Vs. APSPDCL

Petition under Section 86 (1) (f) of the EAct, 2003 r/w APERC (Conduct of Business) Regulations, 1999 seeking direction to the Respondent for releasing payment against the outstanding monthly invoices towards sale of wind energy along with the interest/delayed payment surcharge on such delayed payments as per Articles 2.2 and 5.2 of the petitioner's PPA dated 22-04-2010

Sri N. Sai Phanendra representing Sri Challa Gunaranjan, Counsel for the Petitioner, Sri G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing Counsel for the respondent are present at the web hearing.

Sri G.V. Brahmananda Rao, learned Counsel, takes notice on behalf of Sri P. Shiva Rao, learned Standing Counsel for the respondent and requested for time for filing counter. Four weeks' time is accordingly granted. Call on 23-06-2021.

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

Ms. Swapna Seshadri, Counsel for the Petitioner, Sri G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing counsel for the respondent are present at the web hearing.

Sri G.V. Brahmananda Rao, learned Counsel, takes notice on behalf of Sri P. Shiva Rao, learned Standing Counsel for the respondent and requested for time for filing counter. Four weeks' time is accordingly granted. Call on 07-07-2021.

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 G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing Counsel for the respondents is present at the web hearing.

None appears for the petitioner. Call on 07-07-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

I.A.No.21/2020 in O.P.No.21 of 2017

M/s. Orange Uravakonda Wind Power Pvt. Ltd Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in OP.Nos. 21 of 2017 to OP.No. 27/2017.

I.A.No.22/2020 in O.P.No.22 of 2017

M/s. Khandke Wind Power Pvt. Ltd Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.23/2020 in O.P.No.23 of 2017

M/s. Orange Anantapur Wind Power Pvt. Ltd. Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.24/2020 in O.P.No.24 of 2017

M/s. Tada Wind Energy (P) Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.25/2020 in O.P No.25 of 2017

Mytrah Vayu (Penuar) Pvt. Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.26/2020 in O.P.No.26 of 2017

Mytrah Vayu (Krishna) Pvt. Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.27/2020 in O.P.No.27 of 2017

M/s. Mytrah Vayu (Indravathi) Pvt.Ltd Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 passed by the Commission in O.P.Nos.21 of 2017 to O.P.No.27 of 2017

I.A.No.28/2020 in O.P.No.35 of 2017
M/s. Jindal Aluminium Ltd Vs APSPDCL & 2 others
Application seeking review of the order Dt: 14-06-2018 passed by the Commission in
OP.Nos.21 of 2017 to O.P.No.27/2017 (O.P.No.35/2017)

I.A.No.29/2020 in O.P.No.1 of 2018
M/s. Tata Power Renewable Energy Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 in
O.P.No.1 of 2018

I.A.No.30/2020 in O.P.No.7 of 2018
Welspun Renewable Energy Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 in
O.P.No.7 of 2018

I.A.No.31/2020 in O.P.No.20 of 2018
M/s. KCT Renewable Energy Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 06-10-2018 in
O.P.No.20 of 2018

I.A.No.32/2020 in O.P.No.21 of 2018
M/s. Ostro Anantapur Pvt Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 in
OP.No.21 of 2018

I.A.No.33/2020 in O.P.No.22 of 2018
M/s. KCT Renewable Energy Pvt.Ltd., Vs APSPDCL & 2 others
Application filed by APDISCOMs seeking review of the order Dt: 14-06-2018 in
O.P.No.22 of 2018

Sri. N. Sai Phanindra representing Sri Challa Gunaranjan, learned counsel for (i) M/s. Orange Uravakonda Wind Power Pvt. Ltd (ii) M/s. Orange Anantapur Wind Power Pvt. Ltd. (iii) Mytrah Vayu (Pennar) Pvt. Ltd. (iv) Mytrah Vayu (Krishna) Pvt. Ltd. (v) M/s. Mytrah Vayu (Indravathi) Pvt. Ltd. and (vi) M/s. Jindal Aluminium Ltd; Sri Shri Venkatesh, learned counsel for (i) M/s. Tata Power Renewable Energy Ltd. & (ii) M/s. Welspun Renewable Energy Ltd; Ms. Mazag Andrabi, learned counsel for (i) M/s. KCT Renewable Energy (ii) M/s. Ostro Anantapur Pvt. Ltd. (iii) M/s. KCT Renewable Energy Pvt Ltd; Ms. P. Prasanti,, learned counsel for (i) M/s. Khandke Wind Power Pvt. Ltd. & (ii) M/s. Tada Wind Energy (P) Ltd. and Sri G.V. Brahmananda Rao

representing Sri P. Shiva Rao, learned Standing Counsel for the for the utilities are present at the web hearing.

Sri. N. Sai Phanindra learned Counsel representing Sri Challa Gunaranjan, submitted that his clients intend to file counters in IA Nos.21 & 23 of 2020. He requested for time for this purpose.

Ms.P. Prasanti learned counsel submitted that her clients have filed counters in IA Nos.22 & 24 of 2020 yesterday. Office shall verify and put up the same on file.

Call on 14-07-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

Revision Petition.No. 1 of 2020
Sri. R. Ramamurthy Naidu Vs. Collector & District Magistrate, Nellore &
CMD / APTRANSCO
Petition filed under Rule 3 (5) & 13 (2) where any difference and / or dispute arises as
to the amount of compensation determined under sub-rule (1) the matter shall be
determined by the Commission .

Revision Petition No. 1 of 2021
(Modified OP.No. 27 of 2020 as per ROP dated 06-01-2021)
Sri. G. Maheswara Rao Vs. The Collector and District Magistrate, Krishna District ,
APTRANSCO & GoAP
Petition under Electricity Act, 2003, AP Works of Licensee Rules 2007 Rule 13 (2)

Revision Petition No. 2 of 2021
(Modified OP.No. 28 of 2020 as per ROP dated 06-01-2021)
Sri. Pothumarthi Venkateswara Rao & 12 others Vs. The Collector and District
Magistrate, Krishna District;
APTRANSCO & GoAP
Petition under Electricity Act, 2003, AP Works of Licensee Rules 2007 Rule 13 (2)
Sri. P. Chengal Reddy, learned Counsel for the Petitioner, and Sri. G.V. Brahmananda
Rao representing Sri P. Shiva Rao, learned Standing counsel for the utilities are
present at the web hearing.

Counter affidavits have been filed. Sri. P. Chengal Reddy, learned Counsel for the petitioner requested for time for filing rejoinder and making his submissions.

Call on 28-07-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

I.A.No.46 of 2020 & I.A.No.47 of 2020 in O.P.No.48 of 2020
Guttaseema Wind Energy Company Pvt Ltd Vs APSPDCL
Petition filed u/s 61 (h), 86 (1) (e) & 86 (1) (f) of the Electricity Act, 2003 r/w
Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 seeking
directions to the Respondent

I.A.No.46 of 2020 - Application filed u/s 94 (2) of the Electricity Act, 2003 seeking to
suspend the notice bearing Lr. No.APSPDCL/TPT/CGM/IPC/GM
/IPC/EE/F.456/D.No.86420 Dt.01-07-2020

I.A.No.47 of 2020 - Application filed u/s 94 (2) of the Electricity Act, 2003 seeking
directions to the Respondent to provide the synchronization approval to the petitioner
for commissioning 20 MW wind power project (which has been ready for
commissioning since June 2019)

Sri M Pratap Kumar, learned counsel for the applicant / petitioner and Sri. G.V.
Brahmananda Rao, representing Sri P. Shiva Rao, learned Standing Counsel for the
respondent are present at the web hearing.

It is reported by the learned Counsel for both parties that negotiations have
failed.

As the O.P. itself requires to be heard, call the OP along with the IAs on
04-08-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

IA No. 45 of 2020 in O.P. No.65 of 2019
M/s. TGV SRAAC Ltd Vs. APTRANSCO, APSPDCL & NREDCAP
I.A.No.45 of 2020 in O.P.No.65 of 2019 - Petition under Section 86(1) (f) of the
Electricity Act, 2003 read with Regulation 55 of the APERC (Conduct of Business)
Regulations, 1999 for adjudication of the disputes between the parties in respect of
giving credit of about 73,68,610 units of wind power generated and evacuated into
Grid between April, 2016 to July, 2019 in the energy bills of the petitioner

Application filed by Respondent No.3 / APSPDCL under Clause 55 of APERC
(Conduct of Business) Regulation No. 2 of 1999 for amendment of counter affidavit

Sri. G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing Counsel for the respondents is present at the web hearing.

A letter has been circulated by Sri Alladi Ravinder, learned counsel for the petitioner that the arguing counsel Sri P. Sri Raghuram is not well. He therefore requested for an adjournment. Call on 28-07-2021.

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR

O.P.No. 6 of 2020

M/s. Spectrum Power Generation Ltd Vs APSPDCL, APEPDCL & APTRANSCO
Petition under Section 86 (1)(f) of the Electricity Act, 2003 read with Clause (55) of
APERC (Conduct of Business) Regulations seeking recovery of rebate (2.5%)
deducted by DISCOMs in payment of monthly energy bills

Ms. Kaisina Prabhavati, counsel for the petitioner and Sri. G.V. Brahmananda Rao representing Sri P. Shiva Rao, learned Standing Counsel for the respondents are present at the web hearing.

O.P. is allowed in part (Vide separate order)

Sd/-
MEMBER / TRS

Sd/-
CHAIRMAN

Sd/-
MEMBER / PRR