Petition No.1028 of 2015

BEFORE

THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

**PRESENT:**

1. Hon’ble Sri Desh Deepak Verma, Chairman
2. Hon’ble Sri Suresh Kumar Agarwal, Member

**IN THE MATTEROF:** Approval of Revised COD, increased IDC and revised tariff

AND

IN THE MATTER OF

Prayagraj Power Generation Company Ltd.

P.O. Lohgara, Tehsil – Bara

Distt. Allahabad - 212107

**--------------- Petitioner**

AND

Uttar Pradesh Power Corporation Ltd.

(through its Chairman),

7th Floor, Shakti Bhawan,

14, Ashok Marg,

Lucknow

**--------------- Respondent**

The following were present:

1. Shri R. N. Yadav, Director (Corporate planning), UPPCL
2. Shri Deepak Raizada, SE (planning), UPPCL
3. Shri Rajeev Srivastava, Advocate, UPPCL
4. 0Shri Tushar Srivastava, Advocate, PPGCL
5. Shri Roop Bose, Assistant Officer, PPGCL

**ORDER**

**(Date of Hearing 15thMay, 2017)**

1. The petitioner has filed this petition seeking invocation of the Regulatory power of the Commission under Section 61 (b) & (d) read with Section 86 (1) (b) & (f) of the Electricity Act, 2003 for re-determination and / or revision in the tariff for supply of the contracted capacity of 1648 MW from installed capacity of 1980 MW (3 X 660) at Tehsil Bara, District Allahabad, Uttar Pradesh. The PPA was signed on dated 21.11.2008 subsequent to completion of case-2 bidding process as per the SBG.
2. During the last hearing on 29.11.2016, the representative of M/s Pryagraj requested the Commission to allow them to amend the Petition along with six weeks time to file the amended Petition, which was allowed by the Commission. Till date, the petitioner has not filed the amended petition.
3. During the hearing, the petitioner requested the commission to allow further four week time to file revised petition in line with the Hon’ble Supreme Court Order in Appeal No. 5399-5400 of 2016, Energy Watchdog vs CERC and Others, in the matter of compensatory tariff.
4. The Commission observed that almost two years have elapsed from the date of filing of this petition and significant development has taken place in this matter during the intervening period. Hence, the Commission considers it appropriate to hear the matter only after amended petition is filed afresh and in this background decides to dispose of the petition with liberty to file a fresh petition.
5. With above, the petition is disposed of.

(Suresh Kumar Agarwal) (Desh Deepak Verma)

Member Chairman

Place: Lucknow

Dated: 19.06.2017