



Petition No. 1003, 1006, 1009 and 1010 of 2015

BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

Date of Order : 30.03.2015

PRESENT:

1. Hon'ble Sri Desh Deepak Verma, Chairman
2. Hon'ble Smt. Meenakshi Singh, Member
3. Hon'ble Sri Indu Bhushan Pandey, Member

IN THE MATTER OF: Review in "UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2014" (CRE Regulations, 2014)

Petition No. 1003/2015:

BETWEEN

U.P.Power Corporation Limited
(through its Chairman)
Shakti Bhawan, Ashok Marg, Lucknow

----- **Petitioner**

AND

U.P.Sugr Mills Co-Gen Association
2/95, Vishal Khand, Gomti Nagar, Lucknow

----- **Respondent**

Petition No. 1006/2015:

Hindalco Industries Ltd.
Century Bhawan, Dr. Annie Basant Road,
Mumbai - 400025

----- **Petitioner**

AND

1. U.P.Power Corporation Limited
(through its Chairman)
Shakti Bhawan, Ashok Marg, Lucknow
2. Poorvanchal Vidyut Vitran Nigam Ltd.
(through its Managing Director)
132 KV Sub Station, Bhikharipur,
Vidyut Nagar, Varanasi

----- **Respondents**



Petition No. 1009/2015:

U.P.Sugr Mills Co-Gen Association
2/95, Vishal Khand, Gomti Nagar, Lucknow

----- **Petitioner**

AND

U.P.Power Corporation Limited
(through its Chairman)
Shakti Bhawan, Ashok Marg, Lucknow

----- **Respondent**

Petition No. 1010/2015:

U.P.Sugr Mills Co-Gen Association
2/95, Vishal Khand, Gomti Nagar, Lucknow

----- **Petitioner**

AND

U.P.Power Corporation Limited
(through its Chairman)
Shakti Bhawan, Ashok Marg, Lucknow

----- **Respondent**

Following were presents

1. Shri S.K. Kalia, Sr. Advocate, UPPCL
2. Shri D.D. Chopra, Advocate, UP Cogen Association.
3. Shri Shahid Rizvi, Advocate, Hindalco
4. Shri I.J. Joshi, Jt. President (Legal), Hindalco
5. Shri Ajit Kumar, G.M., Hindalco
6. Shri Santosh Gupta, Hindalco
7. Shri Utkarsh Raghuvanshi, Hindalco
8. Shri R.K. Gupta, IL& FS
9. Shri Dhruv Mathur, Advocate, Sukhbir Agro Energy Ltd.
10. Shri Alok Agarwal, CFO, Advocate, Sukhbir Agro Energy Ltd
11. Shri Avadhesh Kumar Verma, Chirman, UP Rajya Vidyut Upbhokta Parishad
12. Shri Anil Gupta, CGM, Balrampur Chinni Mill
13. Shri Raakesh Kumar, GM, DSM
14. Shri M.P. Sharma, Sukhbir Agro/ Independent Consultant



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15. Shri Durga Prasad, Advisor, UP Sugar Mills co-gen Association
 16. Shri Anoop Singh, Jt. Vice President, DCM Shriram Ltd.
 17. Shri S.C. Dixit, DCM Shriram Ltd.
 18. Shri R.K. Bharti, AGM (Legal), DCM Shriram Ltd.
 19. Shri Nitin Kapoor, Addl. Managar (Legal), Dwarikesh Sugar Ind. Ltd.
 20. Shri C.P. Diwedi, GM (CA), Dalmia Sugar
 21. Shri G.K. Verma, UP NEDA
 22. Shri Sameer Kalia, Advocate, UPPCL
 23. Shri S.K. Sinha, S.E. (PPA), UPPCL
 24. Shri Mohit Goyal, Cosultant, UPJVNL
 25. Shri Ashish Sinha, E.E.(PPA), UPPCL
 26. Shri Naveen Agarwal , DGM, A2Z Infrastructure Ltd.
 27. Shri Pankaj Rastogi, CEP, Dalmia
 28. Shri Vikas Agarwal, FM, Usher Eco
 29. Shri Lalit Chaturvedi, Director, Usher Eco

ORDER

(Date of Hearing 30th March, 2015)

1. Petitions were clubbed by the Commission being in the same subject of review.
2. Vide order dated 04.03.2015, the Commission directed to all the parties to exchange the copies of their review applications / replies on that day itself. The parties were also directed to file their reply /counter / rejoinder to the Commission by 17.3.2015. UP Co Gen Association, Dwarikesh Sugar Industries Ltd. and Sukhbir Agro Energy Ltd. have filed replies on UPPCL's review petition. UPPCL has filed replies on objections of UP Co Gen Association and Dwarikesh Sugar Industries Ltd. during the hearing. However, no reply has been filed by UPPCL on Hindalco review petition no 1006/2015, UP Co Gen Association review petition no 1009/2015 and UP Co Gen Association petition no 1010/2015 (sec. 142).



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3. The Commission expressed displeasure on non submission of replies by UPPCL in such important issues despite clear directions. Shri S.K. Kalia, Sr. Advocate, UPPCL, stated that due to administrative changes in UPPCL the replies could not be filed within due period and expressed regrets for the same. Shri Kalia requested Hon'ble Commission to allow three more days for filing the reply.
 4. The Commission allowed time to UPPCL to file replies on petitions including the matter of petition no. 1010/2015 (sec. 142). The Commission further directed that in such an important matter, Director (Commercial) should be present in next hearing.
 5. The next hearing shall be taken on 01.04.2015 at 15:00 Hrs. in the office of the Commission.

(Indu Bhushan Pandey)
Member

(Meenakshi Singh)
Member

(Desh Deepak Verma)
Chairman

Place : Lucknow
Dated: 30.03.2015