



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No. 2206 of 2025

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Petition under Section 86(1)(k) and 142 of the Electricity Act, 2003; read with Regulation 57 and 59 of UPERC (Conduct of Business) Regulations, 2019; read with Clause 4.9 and 9.5 of the Uttar Pradesh Supply Code 2005; seeking direction in respect of the status of the Project in term of the 13th Amendment for waiver of the requirement of conversion of existing single point connection to multi point connection in the multi-story buildings developed by the Petitioner along with enhancement of existing 19.8 MVA/33kV single point connection to 35 MVA/132kV supply at GSS-01, Sector 128, Noida in Jaypee Wish Town, Noida as well as directions for approval of connection in the name of Jaypee Infratech Ltd. of 9.7 MVA/33 kV supply at GSS-02 sector 134 Noida.

AND

IN THE MATTER OF

Jaypee Infratech Limited,

(Through its Authorised Representative), Sector 128, Jaypee Wishtown, Noida - 201304.

.....Petitioner

VERSUS

1. Pashchimanchal Vidyut Vitran Nigam Ltd.,

(Through its Managing Director), Urja Bhawan, Victoria Park, Meerut, Uttar Pradesh - 250001.

2. Uttar Pradesh Power Transmission Corporation Ltd.,

(Through its Managing Director), Shakti Bhawan Extension, 14- Ashok Marg, Lucknow - 226001.

.....Respondents

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THE FOLLOWING WERE PRESENT

1. Shri R K Singh, DGM, Jaypee Infratech Ltd.
2. Shri Divyanshu Bhatt, Advocate, Petitioner

ORDER

(DATE OF HEARING: 08.04.2025)

1. The Petitioner, Jaypee Infratech Ltd., is a company incorporated as a 'Special Purpose Vehicle' (SPV) to implement the concession agreement, which also provided for the right to develop 25 million sq. mtrs. of land along the Yamuna Expressway at 5 locations for residential, commercial, amusement, institutional and educational purposes. The Petitioner has developed and is responsible for the management of Jaypee Greens Wish Town along the Noida-Greater Noida Expressway.
2. The Petitioner has submitted that as per the layout plans approved by Noida Development Authority on 23.03.2011 and 20.02.2015, the integrated township's electrical supply network is divided into two centralized grid electrical substations: GSS-01 in Sector 128 and GSS-02 in Sector 134. As per submissions, Jaypee Infratech Ltd. was sanctioned a single-point connection at GSS-01 by PVVNL on 28.08.2009 at 132 kV and similarly, the load of GSS-02, Sector 134, Noida, was approved on 220 kV supply by PVVNL vide communications dated 04.03.2011 and 16.03.2011.
3. It has also been submitted that presently at GSS-01 is receiving power supply at single point, 33 kV/19.8 MVA from UPPTCL substation, Sector-129, Noida and the same crossed 19.0 MVA load in previous summer season. As per the submission, the Petitioner had requested UPPTCL to permit construction of one (1) 132 kV AIS Bay at 220 kV Substation at Sector 129 in order to meet future Projected demands for which UPPTCL, vide letter dated 18.10.2024, had asked for submission of Rs. 15,16,33,069.17 and the Petitioner is willing to deposit the same.
4. It is further submitted that keeping in mind the increased energy requirement of the Project, the Petitioner had requested another single point connection of 9.7 MVA/33kV at GSS-2 Sector 134. PVVNL vide its letter dated 20.11.2024 has rejected the request

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of Jaypee to grant a single point connection to Jaypee as it would be violative of the 13th amendment to the U.P. Supply Code, 2005.

5. The Petitioner has further submitted that the layout plan for the entire Jaypee Wish Town had been accorded approval by the Noida Development Authority on 20.02.2015. Thus, all the buildings in Jaypee Wish Town had already been constructed or were under construction much before the 13th amendment was passed by the Commission on 10.08.2018 and therefore, the case of the Petitioner shall be covered by the clause 11(g) of the Order dated 17.05.2019, which not only covers already constructed building but also the buildings under construction which are about to be complete.
6. It has further been submitted that the company Jaypee Infratech Ltd. had been going through Corporate Insolvency Proceedings since 2017 which came to an end on 24.05.2024, when the resolution plan was accepted by the Hon'ble NCLAT. It is also submitted that during the entire period of insolvency of the Petitioner, no structural works were carried out and only finishing work of the already existing towers was carried out with the objective of handing over the possession.
7. It is also submitted that it is very difficult for integrated township projects, such as the Project herein of the Petitioner, to alter the complete electrical supply system and convert from single point to multi point system, as mandated by the 13th Amendment.
8. Accordingly, following prayers have been made by the Petitioner:
 - a. Declare and hold that the Respondents decisions to not grant a connection to the Petitioner on Single point system, vide its communications dated 20.11.2024 are illegal for being not in compliance with the directions passed by the Commission vide its Order dated 17.05.2019.
 - b. Declare and hold that the Petitioner's Project is not required to convert its single point connection to multi point connection in terms of the directions of this Commission issued vide its Order dated 17.05.2019.

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- c. In the alternative and without prejudice to the prayers at (a) and (b) above, exercise its powers under Clause 9.5 of the Supply Code, 2005 and remove the difficulty being faced by the Petitioner in complying with the Amended Clause 4.9 of the Supply Code, 2005 and direct that the Petitioner's Project be exempted from complying with the requirement of converting its single point connection to multi-point connections.
- d. Pass an Order directing the Respondents to supply an additional quantum of 9.7 MVA at 33kV at GSS-2, Sector 134 to the Petitioner's Project at Single Point, as already sanctioned vide Communication dated 16.03.2011.
9. The Commission observes that a comprehensive submission in regard to the development of electrical infrastructure for the total load required, including the requirements of developing 132kV substations and lines for meeting the future demand of power needs to be made by the Respondents. The Commission admits the Petition and directs the Petitioner to provide a copy of the Petition to the Respondents. The Commission also directs the Respondents to file their counter affidavit within two weeks' time. Thereafter, one week time is granted to the Petitioner to file the rejoinder.
10. The next date of hearing is scheduled on 29.04.2025


(Sanjay Kumar Singh)
Member




(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 21.04.2025