



Petition No 875 of 2013

**BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Date of Order : 29.04.2013

PRESENT:

1. Hon'ble Shri Shree Ram, Member
2. Hon'ble Smt. Meenakshi Singh, Member

IN THE MATTER OF: Compliance of the Commission's order dated 20.10.2008.
AND

IN THE MATTER OF

M/s Rana Sugars Ltd.
Belwara, Post – Manpur,
Tehsil & District, Moradabad - 244925

-----Petitioner

1. The Chairman,
U.P. Power Corporation Ltd.,
7th Floor, Shakti Bhawan,
14, Ashok Marg, Lucknow
2. The Managing Director,
Paschimanchal Vidyut Vitran Nigam Ltd.,
Victoria Park, Meerut.
3. Executive Engineer
Paschimanchal Vidyut Vitran Nigam Ltd.
Rampur
4. Chief Engineer (PPA)
U.P. Power Corporation Ltd.,
14th Floor, Shakti Bhawan Extension
14, Ashok Marg, Lucknow

----- Respondent

The following were present:

1. Sri S.P.Pandey, C.E.(PPA), UPPCL
2. Sri S.K. Sinha, E.E. (PPA), UPPCL
3. Sri Prabhakar Pandey, E.E(EDD II), UPPCL
4. Sri A. K. Saxena, C.E., Rana Sugar Ltd.
5. Sri Kulvinder Paul Singh, Dy. G.M., Rana Sugar Ltd.
6. Sri D.D. Chopra, Advocate, Rana Sugar Ltd.



Order

(Date of Hearing 16.04.2013)

1. The petitioner has approached to the Commission against non-compliance of the Commission's order dated 20.10.2008 in petition no. 566 of 2008. The petitioner is a co-generator who is supplying non conventional power to UPPCL under agreed PPA. The petitioner has submitted that the billing of import of energy is not being done correctly despite the clear directions of the Commission in the said order. It has also been mentioned that the requisite amendment in the meter has not been done yet and so the discrepancy in accounting of import of power has arisen. The petitioner has also stated that due to these reasons their bills of previous months have not been settled.
2. Under the order dated 20.10.2008 in petition no. 566 of 2008, the Commission has observed as below:

"The Commission clarified that the direction made under CNCE Regulation 2005 for installation of two identical sets of ABT compliant meters at the grid substation was to secure the object of efficient and accurate metering system under the supervision of the transmission company which is not a party to the Power Purchase Agreement signed between the distribution licensees and the generating companies. The problem of billing of KVAH consumption in case of leading power factor has arisen because the tariff order is prominently for consumers whereas cogen is prominently supplier of power though occasionally imports power from the grid. For a normal consumer, the meters are installed at the consumer end involving only short lengths of transmission line, while in case of co-gen the meters have been installed at sub-station, by a separate regulation, so it involves transmission line in between meter and point of consumption and this transmission line at very less load provides charging current due to capacitance formed between phases and between phases and

ground. In any way, the petitioner is not liable to pay for the energy which has not been actually consumed by the petitioner.

The expert of IIT, Kanpur accordingly has recommended as follows.

- (i) Meter should be placed near to sugar mill's side.*
- (ii) Meter should be programmed so that KVARH consumption in the leading power factor (reactive power supplied by the line charging at no load) mode is not taken into account.*

In view of requirement of installation of meter not at sugar mill end as provided in applicable regulation recommendation at sl.no.(ii) above, is approved by the Commission.

The Respondent is directed to bill, with effect from date of this order, the petitioner its members and any other Co-generator with whom it has an agreement for supply of power and meter has been installed at the sub-station considering leading power factor as unity. The 'lag + lead logic' of the meter should not be used and 'lag only logic' of the meter should be provided which blocks leading KVARH thereby treating leading power factor as unity and registering instantaneous KWH as instantaneous KVAH in case of leading power factor."

3. During the hearing, Sri D.D. Chopra, Advocate, Rana Sugar Ltd. put forward the difficulties faced by them due to non compliance of Commission's said order. He added that for redressal of their grievances they approached Nodal Officer (concerned Executive Engineer), Chief Engineer (PPA) & Chief Engineer (Commercial) but in vain. Sri S.P.Pandey, C.E.(PPA), UPPCL stated that they had directed the nodal officer for implementation of the Commission's order but somehow it could not be implemented. Sri Prabhakar Pandey, E.E (EDD II), UPPCL, who is nodal officer, stated that due to some confusion on technical issues they could not comply the directions of the Commission and



requested about 20 days time to rectify the technical deficiency i.e. uploading of meter software.

4. The Commission took the issue at its face value which is not understandable because the order is being implemented in the state with all the co-generators since 2008 and no such complaint has been received yet. If there was any confusion on technical issues, it could have been sorted out within their organization. Moreover, UPPCL (PPA unit), being the party to PPA, should have taken the responsibility for implementation of such issues so that no other party may suffer and that too on such petty grounds. It is also necessary for UPPCL (PPA unit) to ensure that the orders of the Commission in approved PPAs are properly and timely implemented by the field units.
5. With above observation, the Commission directs the UPPCL (PPA unit) & Nodal Officer to start the process for implementation of Commission's order immediately and ensure that the necessary amendment in the meter is done by 15th May, 2013. It is further directed to revise the bills for import and export of power accordingly and as per the earlier order of the Commission within 30 days from the date of this order.
6. The petition is disposed of.

(Meenakshi Singh)
Member

(Shree Ram)
Member

Place : Lucknow
Dated: . 29.04.2013