THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2185 of 2025

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Review Petition under Section 94 (1) (f) of the Electricity Act, 2003 together with Regulation 51 of the Uttar Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 and Uttar Pradesh Electricity Regulatory Commission (Fees & Charges of State Load Despatch Centre and other related matters) Regulations, 2020 for review of its tariff order dated 10thOctober 2024 (Petition No. 1980 of 2023, 2045 of 2023 & 2046 of 2023) in respect of True up of FY 2022-23, Annual Performance Review of FY 2023-24 and Aggregate Revenue Requirement & SLDC Charges for FY 2024-25 of UPSLDC.

AND

IN THE MATTER OF

Uttar Pradesh State Load Dispatch Centre

Phase II, Vibhuti Khand, Gomti Nagar, Lucknow,

Uttar Pradesh Lucknow – 226001.

..... Petitioner

THE FOLLOWING WAS PRESENT

1. Sh. Divyanshu Bhatt, Advocate, UPSLDC
2. Sh. Shashant Singh, Advocate, UPSLDC
3. Sh. Arun Kumar Mishra, Director, UPSLDC
4. Sh. Prabhat Gupta, Dy. CAO, UPSLDC
5. Sh. Sarvesh Kumar, SE (RAU), UPSLDC

ORDER

(DATE OF HEARING: 13.05.2025)

1. Sh. Divyanshu Bhatt, Counsel, appearing on behalf of the Petitioner submitted that the present Review Petition has been filed seeking review of the Order dated 10.10.2025 passed by this Hon'ble Commission in Petition No. 1980 of 2023, 2045 of 2023 & 2046 of 2023. It was further submitted that the said Order pertains to the True-Up of FY 2022-23, Annual Performance Review (APR) of FY 2023-24, and Aggregate Revenue Requirement (ARR) for FY 2024-25.

   He further submitted that that the scope of the present Review Petition was confined to two specific issues, viz. (i) Operation and Maintenance (O&M) Expenses, and (ii) Return on Equity (RoE) for FY 2022-23, which were causing prejudice to the interests of UPSLDC.

2. Upon query from the Commission regarding the maintainability of the Review Petition, the Counsel submitted that he would justify the maintainability of the petition issue-wise with reference to the U.P.SLDC Regulations, 2020 and demonstrate the grounds for review while showing the alleged errors as contained in the Order.

3. Further, during the course of the hearing, the Commission observed that the pages referred by the counsel were not matching with the copy of Petition submitted before the Commission. Moreover, the supporting documents referred by the Counsel were also not available in the Petition. Upon these observations, the counsel requested the Commission to withdraw its Petition with liberty to file a fresh Petition and also requested for condonation of delay and waiver from submission of Petition fees for filing of a fresh review Petition.

4. Considering above, the Commission allows the Petitioner to withdraw the present Review Petition and to file a revised petition with all necessary documents, within a period of two weeks. The Commission further directs that in the interest of justice, (i) no additional petition filing fees shall be levied for the revised petition, and (ii) the condonation of delay till the time is granted by the Commission in this Order for filing the revised review petition. The Petitioner is also directed to file a concise note, not exceeding two pages, detailing the specific grounds for maintainability of the Review Petition. The

fresh Petition is to be filed by the Petitioner within 2 weeks thereafter it may be listed for further hearing on 29.05.2025.

5. In view of the above directions, the present Review Petition is disposed of as withdrawn.

6. Ordered accordingly.

(Sanjay Kumar Singh)
Member

(Arvind Kumar)
Chairman

Place: Lucknow
Dated: 15 .05.2025