



BEFORE

**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No.1307/2018

PRESENT:

1. Hon'ble Sri Suresh Kumar Agarwal, Chairman
2. Hon'ble Sri Kaushal Kishore Sharma, Member

IN THE MATTER OF : Petition Under Provisions of PPA Dated 29.07.2006

Petitioners :

M/s Sukhbir Agro Ennergy Limited.
(Reg Office)
Faridkot Road
Guruharsahai, Dist. Ferozpur,
Punjab-152022

Respondent:

1. U.P. Power Corporation Ltd.
(through its Chairman)
Shakti Bhawan,
14, Ashok Marg,
Lucknow-226 001 (U.P.)
2. Chief Engineer (PPA)
UP Power Corporation Ltd.,
14th Floor, Shakti Bhawan Extn.
14-Ashok Marg,
Lucknow
3. Executive Engineer,
State Load Dispatch Centre,
Shakti Bhawan, 14 Ashok Marg,
Lucknow-226001
4. Electricity Import Export and Payment Circle,
Shakti Bhawan Extn. 14-Ashok Marg
Lucknow-226001



In the Presence of

1. Sri Alok Agarwal, AGM, Sukhbir Agro
2. Ms K. Prasad, E.E. (PPA), UPPCL
3. Sri Varalika Dubey, CE, PPA, RE, UPPCL
4. Sri S.K. Sinha, SE, PPA, UPPCL
5. Sri DD Chopra, Advocate, UPPCL

ORDER

(Date of hearing 11.04.2018)

M/s Sukhbir Agro Energy Ltd. has filed Petition no.1307/2018 under section 86 (1)(e) and 86(1)(f) read with other relevant provisions of Electricity Act 2003 regarding nonpayment of Energy Bills from July 2017 to Feb 2018 @ Rs.6.17 per unit which is the agreed tariff as per the provisions of Power Purchase Agreement dated 29.7.2006 duly signed by UPPCL.

2. Earlier the petitioner had filed petition no.1237/2017 relating to stoppage of scheduling. After hearing that petition the Commission had issued order on 31.10.2017 asking UPPCL and UPSLDC to resume the scheduling of power from the petitioner's plant and follow the order dated 21.06.2016 in regard to merit order dispatch.

3. In the hearing the respondents stated that while passing aforementioned order the Commission did not make any observation regarding the rates at which the power will be procured by UPPCL thus they were not clear about the rates at which the energy is to be procured.

4. After hearing both the parties, the Commission affirmed that unless both the parties agree on lower rates, the rates stated in PPA are to be paid by UPPCL

5. Petition no.1307/2018 is disposed of accordingly.

(Kaushal Kishore Sharma)
Member

(Suresh Kumar Agarwal)
Chairman

Place: Lucknow
Dated: 12.04.2018