



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

Petition No.1244 of 2017 and 1249, 1250, 1251 & 1252 of 2017

PRESENT:

Hon'ble Sri Suresh Kumar Agarwal, Chairman

IN THE MATTER OF : Petition under section 86 (1) (f) read with other relevant provisions of the Electricity Act 2003, PPA and other relevant regulations

Petitioner:

M/s Bajaj Energy Limited
(Formerly Bajaj Energy Private Limited)
Registered Office
B-10, Sector-3
Noida-201302

Respondents:

1. U.P. Power Corporation Ltd.
Shakti Bhawan,
14, Ashok Marg,
Lucknow-226 001 (U.P.)
Through its Managing Director
2. Pashchimancal Vidyut Vitran Nigam Ltd.,
Hydle Inspection House, Hydle Colony
Victoria Park, Meerut
Through its Managing Director
3. Poorvancahl Vidyut Vitran Nigam Ltd
DLW, Bhikapur, Varanasi
Through its Managing Director

4. Madhyanchal Vidyut Vitran Nigam Ltd.
4-A, Gokhale Marg, Lucknow
Through its Managing Director
5. Dakshinanchal Vidyut Vitran Nigam Ltd.
Urja Bhawan, 220KV U.P. Sansthan
Bypass Road, Agra
Through its Managing Director

In the presence of:

1. Sri Altaf Mansoor, Advocate, UPPCL
2. Sri V.P. Srivastava, CE (PPA), UPPCL
3. Sri I.M. Kaushal, CGM (F), UPPCL
4. Sri Sanjay Verma, SE (PPA), UPPCL
5. Sri Naeem Khan, EE (PPA), UPPCL
6. Sri H. Aslam, EE, UPPCL
7. Sri O.P. Maurya, A.E. (PPA), UPPCL
8. Sri V.K. Asthana, JE (PPA), UPPCL
9. Sri Amarjeet Singh Singh Rakhra, Advocate, UPPCL/Discoms
10. Sri Rajiv Srivastava, Advocate, UPPCL
11. Sri D.D. Chopra, Advocate for Petitioner
12. Sri H.S. Halke, Consultant, Bajaj Energy Ltd.
13. Sri Upendra Prasad, Advocate for Petitioner
14. Sri Anand Singh President, BEL
15. Sri S.N.M. Tripathi, Director, BEL
16. Sri Amredra Tripathi, Sr. Manager, Bajaj Energy
17. Sri Amit Pandey, Assistant Officer, BEL

ORDER
(Date of hearing 10.11.2017)

M/s Bajaj Energy Limited has filed petition no. 1244 of 2017 and 1249, 1250, 1251 & 1252 of 2017 non-payment of their bills totaling to Rs.82.83 crore which relates to the period before the exit notice was issued.

2- The petitioner has stated that the aforesaid payment is overdue and despite personal meeting with Director (Finance), UPPCL and writing number of letters for



making the payment they have not been paid any amount since July 2017. They have also stated that due to nonpayment of their bills they are not able to meet their financial obligations and meet the regular expenses. They have prayed for directions for payment of their overdue bills by UPPCL.

3. Sri I.M. Kaushal, Chief General Manager (Finance) along with Sri V.P. Srivastava, Chief Engineer (PPA) was present from the respondent side. The Commission asked the CGM (Finance), UPPCL for reasons for not making the payment even for the period which is before exit notice. He clarified that the Corporation is short of fund. They are able to make payment only to those generators whose power is being taken under the provisions of the PPA. The respondent is under obligation to make the payment of the energy bills within 30 days of the receipt of invoice. In this case this is not being adhered.

4. Keeping in view the grievance of the petitioner the Commission directs the respondent to ensure payment of atleast 50 crore by 25th November, 2017 by way of daily payments and another 50 crore in the first week of December 2017 to mitigate the genuine difficulty of the petitioner.

5. The petition will be listed again in the month of December, 2017 for which date of hearing shall be intimated separately.

(Suresh Kumar Agarwal)
Chairman

Place: Lucknow

Dated: 10.11.2017