



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No. 2008 of 2023

QUORUM

Hon'ble Shri Arvind Kumar, Chairman
Hon'ble Shri Sanjay Kumar Singh, Member
Hon'ble Shri Griesh Kumar Vaish, Member (Law)

IN THE MATTER OF

In the matter of Petition under Section 86(1)(f) of the Electricity Act, 2003 read with Section 60 of the Electricity Act, 2003 and Regulation 31 (a) (ii) of the Uttar Pradesh Electricity Regulatory Commission (Captive and Renewable Energy Generating Plants) Regulations, 2019 for appropriate direction to Respondents to allow banking up to 100% of the energy generated and to account for and retrospectively settle the energy already injected by the Petitioner qua the captive users, however lost due to non-singing of banking agreements for 100%.

AND

IN THE MATTER OF

Amplus RJ Solar Private Limited.,

A-57, DDA Sheds, Okhla Industrial Area, Phase - II, New Delhi-110020

..... Petitioner

VERSUS

1. Uttar Pradesh Power Corporation Limited,

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

2. Uttar Pradesh State Load Despatch Centre,

(Through its Director) Phase II, Vibhuti Khand, Lucknow, Uttar Pradesh – 226010.

3. Paschimanchal Vidyut Vitran Nigam Limited,

(Through its Managing Director) Victoria Park, Meerut, Uttar Pradesh – 250001.





4. Madhyanchal Vidyut Vitran Nigam Limited,

(Through its Managing Director) 4A, Gokhale Marg, Block I, Gokhale Vihar, Butler Colony, Lucknow, Uttar Pradesh – 226001.

5. Dakshinanchal Vidyut Vitran Nigam Limited,

(Through its Managing Director) Urja Bhawan, 220 KV Sub Station, Bypass Road, Sikandra, Agra, Uttar Pradesh - 282007.

6. Purvanchal Vidyut Vitaran Nigam Limited,

(Through its Managing Director) DLW Bhikharipur, Varanasi, Uttar Pradesh – 221004.

7. Noida Power Company Limited,

(Through its Director) Electric Sub-station, Knowledge Park – IV, Greater Noida, Gautam Buddha Nagar, Uttar Pradesh – 201310.

..... Respondents

ORDER

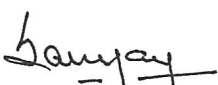
1. The Petitioner, Amplus RJ Solar Private Limited, is a Solar Power Developer and has set up a 40 MW ground mounted Captive Solar Power Project in Deoria, Uttar Pradesh. The Petitioner – Amplus RJ Solar Private Limited has filed the present petition seeking appropriate directions to Respondents to allow banking up to 100% of the energy generated and to account for and retrospectively settle the energy already injected by the Petitioner qua the captive users, however, lost on account of non-signing of banking agreements up to 100%.
2. In its previous Order dated 04.11.2024, the Commission had decided to adjourn the matter as the office of Member (law) was vacant and as per the directions of Hon'ble Supreme Court in its Order dated 12.04.2018 in Civil Appeal No. 14697 of 2015 (State of Gujarat & Ors. Vs. Utility Users Welfare Association & Ors.), the presence of Member (Law) is mandatory in any adjudicatory proceedings. The Commission had further directed to schedule the matter after Member (Law) assumes office.
3. As Member (Law) assumed office on 1st of July 2026, the matter was listed on 03.09.2026 and the notices were issued. However, the Petitioner has filed an application dated 10.08.2026 seeking withdrawal of the present Petition.





4. The Petitioner has submitted that the reliefs sought in the captioned Petition arose out of, and were premised upon, the UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2019, which have since been superseded by the UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2024. The Petitioner has also submitted that under the CRE Regulations, 2024 a fresh banking regime has been notified, whereunder the concerns and grievances raised by the Petitioner in the captioned Petition stand duly addressed.
5. The Petitioner has further informed that pursuant to the notification of the CRE Regulations, 2024, fresh banking agreement(s) have been executed by the Petitioner in items of the CRE Regulations, 2024 and therefore, the reliefs prayed for in the captioned Petition no longer survive for adjudication, and the Petition has been rendered infructuous.
6. The Petitioner has thus submitted that it does not wish to press the Petition any further and seeks to withdraw the same unconditionally.
7. In view of the above, the Petition is disposed of as withdrawn.


Griesh Kumar Vaish
Member(Law)


(Sanjay Kumar Singh)
Member


(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 21.08.2026

