



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Petition No. 1809 of 2022**

**QUORUM**

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

**IN THE MATTER OF**

Petition under Section 86(1)(b) of the Electricity Act, 2003 read with Regulation 18 & 19 of the UPERC (Promotion of Green Energy through Renewable Purchase Obligation) Regulations, 2010 seeking waiver of RPO backlog till FY 2020-21 due to impact of COVID-19 pandemic.

**AND**

**IN THE MATTER OF**

**1. Uttar Pradesh Power Corporation Limited,**

(Through its Chief Engineer, PPA(Renewable)) Shakti Bhawan 14 Ashok Marg, Lucknow, Uttar Pradesh-226001.

**2. Paschimanchal Vidyut Vitran Nigam Limited,**

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

**3. Madhyanchal Vidyut Vitran Nigam Limited,**

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

**4. Purvanchal Vidyut Vitaran Nigam Limited,**

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

**5. Dakshinanchal Vidyut Vitran Nigam Limited,**

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

**6. Kanpur Electricity Supply Company Ltd.,**

(Through its Managing Director) 14/71, Civil Lines, KESA House, Kanpur-208001.

..... Petitioner

by.



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### THE FOLLOWING WERE PRESENT

1. Shri Deepak Raizada, CE, UPPCL
2. Shri Abhishek Kumar, Advocate, Petitioner
3. Shri Nived Veerapaneni, Advocate, Petitioner

### ORDER

(DATE OF HEARING: 11.03.2025)

1. The petition has been filed under Section 86(1)(b) of the Electricity Act, 2003, read with Regulations 18 and 19 of the Uttar Pradesh Electricity Regulatory Commission (Promotion of Green Energy through Renewable Purchase Obligation) Regulations, 2010 seeking relief from the Hon'ble Commission, invoking its powers to relax under Regulation 18 and/or its miscellaneous powers under Regulation 19 of the UPERC RPO Regulations, 2010, to waive the Renewable Purchase Obligation (RPO) backlog up to the financial year 2020-21.
2. In its Order dated 24.12.2024, the Commission had directed the Petitioner to file an affidavit mentioning the comprehensive details about the units (MUs) of RE power that were required to be purchased, units actually purchased, total slippage and the efforts undertaken to cover this slippage including purchase of RECs. The Commission had further directed the Petitioner to submit details of the bids initiated/ finalized during the relevant period, PPAs/bids cancelled, and the remedial measures undertaken to achieve 100% RPO compliance, duly supported by substantive evidence and detailed justifications.
3. In its Order dated 10.02.2025, the Commission observed that the present Petition is intrinsically linked to Petition No. 1565 of 2020. During the proceedings of said Petition, the Commission raised its concern over non submission of roadmap and observed that the affidavit lacked a long-term plan to meet the RPO targets. Reiterating its firm stance, the Commission made it clear that they do not wish to grant any waiver for RPO targets and asserted that relaxation, if any, in the present as well as related petitions (Petition No. 1809 & 1816), shall be considered only after





the submission of a comprehensive and actionable roadmap for fulfilling the obligations and then demonstrating the intent to make good of the plan on affidavit.

4. In the present Petition the Petitioner has prayed before the Commission to exercise its Power to relax under Regulation 18 and /or its miscellaneous powers under Regulation 19 of the UPERC RPO Regulations 2010 to waive UPPCL's RPO backlog till FY 2020-21 and accordingly, dispense with UPPCL's requirement to pay Rs. 1459.34 crores towards shortfall of RPO till FY 2020-21. In this regard, the Commission had already made it clear that it did not wish to grant any waiver for RPO targets of previous years. The other issues of the Petition have summarily been addressed by the Commission in its Order dated 19.03.2025 in related Petition No. 1565 of 2020.

5. With above directions, the Petition is disposed of.

**(Sanjay Kumar Singh)**

**Member**

**(Arvind Kumar)**

**Chairman**

Place: Lucknow

Dated: 19.03.2025

