THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 1791 of 2021

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

Review Application in Petition No. 1267 of 2017

AND

IN THE MATTER OF

Bharat Jhunjhunwala

B-2106, Angel Mercury, Ahinsa Khand-II, Indirapuram,

Ghaziabad-201014

...Petitioner

VERSUS

1. **Alaknanda Hydro Power Company Ltd (AHPCL),**
   156-159, Paigah House, SP Road
   SECUNDERABAD – 500003.

2. **U.P. Power Corporation Limited (UPPCL),**
   7th Floor, Shakti Bhawan, 14-Ashok Marg,
   Lucknow-226001
   ...Respondent(s)

FOLLOWING WERE PRESENT

1. Sh. Pranjwal Suman, Advocate on behalf of Sh. Bharat Jhunjhunwala
2. Sh. Bharat Jhunjhunwala, Petitioner
3. Sh. S.P. Pandey, Advisor, AHPCL
4. Sh. Dileep Tripathi, Manager, AHPCL
5. Sh. Mannava Sodekar, Advocate, AHPCL

6. Sh. Janmali Nanikala, Advocate, AHPCL
7. Sh. Santosh Reddy, Director, AHPCL
8. Sh. Anil Kumar, SE-PPA, UPPCL
9. Sh. Vikash Gupta, EE-PPA, UPPCL
10. Sh. Manish Dwivedi, CE-PPA, UPPCL
11. Sh. Divyanshu Bhatt, Advocate, UPPCL
12. Sh. Shashwat Singh, Advocate, UPPCL
13. Sh. Prakher Shukla, Advocate, UPPCL

ORDER

(DATE OF HEARING: 13.10.2026)

1. During the previous hearing held on 10.05.2022, the Commission had directed the Petitioner to serve the copies of the Petition to UPPCL and AHPCL. The Commission had also decided to notify a subsequent date for hearing on the admission of the Petition.

2. Subsequently, Hon'ble APTEL, vide, its Order dated 14.08.2026, permitted the Petitioner to withdraw Appeal No. 103/2018, which challenged the provisional tariff order dated 29.03.2016 passed by the Commission in respect of the Project. The withdrawal was permitted, inter alia, in view of the subsequent determination of the final capital cost of the Project by this Commission vide its Order dated 24.08.2020, pursuant to which the provisional tariff order dated 29.03.2016 lost its force. By the said Order, Hon'ble APTEL, upon mention of disposal of the instant Review Petition, directed this Commission to dispose of the Review Petition pending before the Commission as early as possible preferably within three months from date of the said Order.

3. In compliance with the directions issued by the APTEL, the Commission decided to list the Review Petition on 22.09.2026 for further proceedings. However, the notice dated 24.08.2026 got returned due to incorrect address. Upon telephonic enquiry by secretariat, the Petitioner requested this office to fix the hearing in the following month, citing his unavailability during the relevant period. The said fact was confirmed by the Petitioner during hearing on 13.10.2026, when matter was listed considering the telephonic request of the Petitioner.

4. During the hearing, the learned Counsel for the Petitioner submitted that the primary ground for seeking review pertains to issue regarding the approval of the increased capital cost of the Project on the basis of the report submitted by the Expert Committee constituted to undertake the prudence check of the capital cost. The Petitioner submitted that certain issues raised by it in relation to the said report, as well as during the proceedings for final determination of the Project's capital cost, had not been considered by the Commission and that no findings had been recorded thereon.

5. The learned counsel of AHPCL and the learned counsel of UPPCL submitted that they had not been formally served with the attested copies of the review Petition and sought permission to file their respective replies on both the maintainability and the merits of the Review Petition.

6. The Commission directed the Petitioner to serve copy of the Review Petition upon AHPCL and UPPCL within one week. The Commission further allows the Respondents six weeks from the date of service of the Review Petition to file their consolidated replies on both maintainability and merits. The Petitioner is granted a period of two weeks thereafter to file its rejoinder.

The matter is listed for next hearing on 15.12.2026.

(Griesh Kumar Vaish)	(Sanjay Kumar Singh)	(Arvind Kumar)
Member (Law)	**Member**	**Chairman**

Place: Lucknow
Dated: 27.10.2026