



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No. 2106/2024 along with I.A. No. 1/2025

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Petition filed under Section 86(1)(b) of the Electricity Act, 2003, and Article 14 of the PPA dated 12.11.2006 read with SPPA dated 31.12.2009 executed between the parties and in compliance of the Commission's Order dated 13.06.2023 in Petition No. 1884 of 2022 for reimbursement of expenditure incurred towards transportation of fly ash during FY 2022-23 and FY 2023-24 according to the Notification No. S.O. 5481(E) dated 31.12.2021 issued by the Ministry of Environment, Forest & Climate Change, GoI and the methodology prescribed by the Commission.

AND

IN THE MATTER OF

MEIL Lanco Anpara Power Limited

H.No. C/02/P7, Sector C Pocket 2, Sushant Golf City, Lucknow-226030

..... Petitioner

VERSUS

1. U.P. Power Corporation Ltd. (UPPCL)

Shakti Bhawan, 14-Ashok Marg, Lucknow-226001

2. Paschimanchal Vidyut Vitran Nigam limited (PVVNL),

Urja Bhawan, Victoria Park, Meerut, U.P. – 250001

3. Purvanchal Vidyut Vitran Nigam Limited (PuVVNL),

DLW Bikharipur, Varanasi, Uttar Pradesh – 221004

4.





4. Madhyanchal Vidyut Vitran Nigam Limited (MNVNL),

4A, Gokhale Marg, Block-I, Gokhale Vihar, Butler Colony, Lucknow – 226001

5. Dakshinanchal Vidyut Vitran Nigam Limited (DVVNL)

Urja Bhawan, Agra Mathura Bypass Road, Agra, Uttar Pradesh - 282007

..... Respondents

THE FOLLOWING WERE PRESENT

1. Sh. Avijeet Lala, Advocate, MEIL/LANCO
2. Sh. Aditya Pratap Singh, Advocate, MEIL/LANCO
3. Sh. Rocky Pandey, Manager, MEIL/LANCO
4. Ms. Puja Priyadarshini, Advocate, UPPCL
5. Sh. Risabh Bhardwaj, Advocate, UPPCL
6. Sh. Gajendra Singh, EE-PPA, UPPCL
7. Sh. Jagnayak Singh, SE-PPA, UPPCL
8. Sh. Shubham Srivastav, AE-PPA, UPPCL

ORDER

(DATE OF HEARING: 05.08.2025)

1. During the hearing, Sh. Avijeet Lala, counsel for the petitioner, submitted that UPPCL, in its reply to IA, agreed to some relief for the petitioner to protect the consumers of the State from the implications of carrying costs. In response to specific query of the Commission, Sh. Avijeet Lala replied that they had sought interim relief amounting to 50% of the expenditure. Ms. Puja Priyadarshini, counsel for UPPCL, submitted that interim payment of 50% of the amount may not be taken as a precedent, and that the petitioner should provide an undertaking confirming that UPPCL is entitled to adjust any excess amount along with carrying costs from the petitioner. Sh. Avijeet Lala submitted that the petitioner had already agreed to the same in the IA. The relevant extract of the application is reproduced below:

"17. It is further submitted that the grant of such interim relief will not cause any prejudice to the Respondents. In the event that any portion of the claim

by





is subsequently disallowed upon final determination, appropriate adjustments may be effected by deducting the disallowed amount from further Monthly Tariff Invoices raised by the Applicant/Petitioner for power supplied to the Respondent Distribution Licensees."

2. Considering the submissions of the parties, the Commission allows the reimbursement for 50% of the expenses claimed by the petitioner towards fly ash utilization for the Financial Years 2022-23 and 2023-24. Additionally, UPPCL shall be entitled to adjust any excess amount along with carrying costs from the petitioner upon final determination of the claim in terms of IA reproduced (in point no. 2) above. The Commission also decided to list the matter for hearing after joining of Member (Law). The date of the next hearing would be communicated through a separate notice.

(Sanjay Kumar Singh)
Member



(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 18.08.2025