



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No. 2218 of 2025

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Petition under Section 63 and 86(1)(b) of the Electricity Act, 2003 read with Regulation 15 of the UPERC (Conduct of Business) Regulations, 2019, for approval of tender documents including the Request for Qualification, Request for Proposal and Draft Power Purchase Agreement to be floated by UPPCL for procurement of 2000 MW of Source Agnostic Peak Power for Long Term (25 Years) for commencement year 2029-2030, under Finance, Own and Operate along with deviations.

AND

IN THE MATTER OF

U.P. Power Corporation Limited (UPPCL),

(Through its Chief Engineer-Planning),

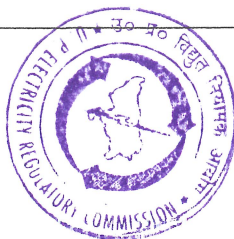
Shakti Bhawan Extension, 14-Ashok Marg, Lucknow – 226001

..... Petitioner

FOLLOWING WERE PRESENT

1. Sh. Savyasachi Saumitra, Advocate, UPPCL
2. Sh. Sayed A.K. Zaidi, Advocate, UPPCL
3. Sh. Rajiv Kumar Srivastava, EE (Planning), UPPCL
4. Sh. Sayed Abbas Rizvi, CE (Planning), UPPCL
5. Sh. Tanay Chaudhary, Advocate, UPPCL (*Attendance not marked*)

by _____





ORDER

(DATE OF HEARING: 30.09.2025)

1. The Petitioner, U.P. Power Corporation Limited (hereinafter referred to as UPPCL) has filed this Petition seeking approval of bidding documents (i.e., RfQ, RfP & draft PPA) to be floated by UPPCL for procurement of 2000MW of Source Agnostic Peak power on Long-Term basis. The prayers of the Petitioner in the Petition are as follows:
 - a) Admit the Petition.
 - b) Pass an Order approving the tender documents annexed as Annexure P-1 and P-2 to this Petition.
 - c) Pass an Order approving the proposed deviations from the Standard Bidding Documents annexed as Annexure P-7 to this Petition.
 - d) Pass any further order(s) as this Commission may deem fit in the facts and circumstances of the case.
2. During the hearing today, Sh. Tanay Chaudhary, Counsel of UPPCL submitted that instant Petition was filed seeking approval of Bidding documents for procurement 2000MW source agnostic power on long-term basis under competitive route. He further submitted that as per Commission's directions vide Order dated 27.05.2025 in Petition No. 2211/2025, UPPCL had approached CEA for vetting of UPPCL's Resource Adequacy Plan. However, the Commission is requested for necessary regulatory guidance in approval of power procurement since Resource Adequacy Plan was a new phenomenon.
3. It also needs to be buttressed, UPPCL must ensure that its proposed power procurement plan should fit into CEA's Resource Adequacy Plan along with necessary justifications in terms of already tied up capacity and approved power procurement by the Commission. Further, it is difficult to understand how such Resource Agnostic Power would fit into Renewable Purchase/Consumption Obligation. Therefore, the Commission stated that it would like to fox a detailed presentation (separately) from UPPCL to understand how various scenarios have been accommodated to address the concerns of the Commission,

by



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date of which will be separately intimated by the Commission, so that the matter is resolved in a comprehensive and just manner. Sh. Chaudhary after acknowledging the Commission's observation submitted that he would approach the Commission after consulting with the client/UPPCL.

4. After hearing the parties, the Commission decided to keep the matter **in abeyance** unless UPPCL comes up with clear plan for power procurement with proper justifications considering the Commission's already approved power procurement that should fit into the CEA's accepted Resource Adequacy Plan.

(Sanjay Kumar Singh)

Member

Place: Lucknow

Dated: 06.11.2025



(Arvind Kumar)

Chairman