



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2340 of 2026

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Petition under Sections 86 (1) (e) and (f) of the Electricity Act, 2003 read with the clauses 6.4, 7.3 and 9.1 of the Power Purchase Agreement dated 21.08.2010, Rooftop PV & Small Solar Power Generation Programme (RPSSPG) Scheme of the National Solar Mission and Repowering Guidelines (2018) issued by Indian Renewable Energy Development Agency, seeking issuance of directions to Respondents to permit repowering/replacement of degraded Solar PV modules for the Petitioner's 1 MW Solar Power Project. Further, the Petition is also being filed seeking a declaration that denial of consent for repowering/replacement of defective/damaged modules of the Project, vide letter dated 09.10.2025 issued by Respondent No. 1, is unlawful, in view of the provisions of Power Purchase Agreement and applicable Regulation and MNRE Guidelines for repowering of solar modules. Consequently, the Petitioner is also seeking compensation towards generation losses incurred by the Petitioner for the period from 16.12.2024 (*when the Petitioner approached the Respondents first time for seeking consent for repowering*) till 15.12.2025 amounting to Rs. 1.438 Crores (as on filing of the Petition).

AND

IN THE MATTER OF

M/s Dhruv Milkose Private Limited (DMPL),

Chandanagar, Khajrahajurg, BHEL, Jhansi, Uttar Pradesh - 284120Petitioner

Versus

by



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1. Uttar Pradesh Power Corporation Limited (UPPCL),

Shakti Bhawan, 14 Ashok Marg, Lucknow, 226001

2. Indian Renewable Energy Development Agency (IREDA),

IREDA Limited, NBCC Office Complex, Office, Block No. II,
Plate B, 7th Floor, East Kidwai Nagar, New Delhi-110023

3. Uttar Pradesh New and Renewable Energy Development Agency (UPNEDA),

Vibhuti Khand, Gomti Nagar, Lucknow, Uttar Pradesh- 226010

4. Dakshinanchal Vidyut Vitran Nigam Limited (DVVNL),

Urja Bhawan, Agra-Mathura By-Pass Road, Sikandra, Agra, Uttar Pradesh – 282007

...Respondent(s)

FOLLOWING WERE PRESENT

1. Sh. Mohit Chandra, Advocate, DMPL
2. Sh. Divyanshu Bhatt, Advocate, UPPCL
3. Sh. Abhayaditya Singh, Advocate, UPPCL
4. Sh. Manish Dwivedi, CE (PPA), UPPCL
5. Sh. Vikas Gupta, EE (PPA), UPPCL
6. Sh. Abhishek Mishra, Advocate, IREDA
7. Sh. Narendra Singh, SPO-II, UPNEDA

ORDER

(DATE OF HEARING: 04.06.2026)

1. The Commission, vide its earlier Order dated 13.04.2026, had granted four weeks' time to the Respondents to file their respective replies, and DMPL was granted two weeks thereafter to file its rejoinder. On 03.06.2026, UPPCL filed its reply in the matter.
2. During the hearing, Sh. Divyanshu Bhatt, Counsel for UPPCL, submitted that reply was filed on the previous day. The Commission expressed its displeasure at the manner in

by





which the reply has been filed and observed that despite repeated directions in several matters, UPPCL has consistently failed to adhere to the timelines stipulated by the Commission. Sh. Bhatt tendered an apology in this regard and stated that such practice would not be repeated in future. He further submitted that UPNEDA would submit its reply within 10 days.

3. Sh. Abhishek Mishra, Counsel of IREDA submitted that copy of Petition has not been served. The Commission asked the Petitioner to share copy of the Petition with all the Respondents herein. On specific query of the Commission regarding the tariff, Generation-Based Incentive (GBI) being received from IREDA, Sh. Bhatt responded that tariff being paid is Rs.5.67/kWh, while the GBI received is Rs.12.24/kWh resulting in an effective tariff of Rs.17.91/kWh. He further argued that details for received GBI along with supporting documents would be placed on record within two weeks.
4. After hearing the parties, the Commission grants two weeks' time to UPPCL and UPNEDA and three weeks' time to IREDA to file their respective replies, and thereafter two weeks' time to the Petitioner to file its rejoinder. Further, UPPCL is directed to submit the details in the following format:

FY	Total Energy Supplied by Developer (MU)	Actual CUF (%)	Effective Tariff Payable by UPPCL (Rs./kWh)	GBI Received (Rs./kWh)	Tariff Payable to Developer (Rs./kWh)	Total GBI Received from IREDA (Rs. Crore)	Total Amount Paid to Developer (Rs. Crore)	Pendency of GBI from IREDA, if any (Rs. Crore)
From COD			...	...	...		...	...
...			...	...	...		...	...
2025-26			...	...	...		...	...

List the matter for next hearing on 21.07.2026.


(Sanjay Kumar Singh)
Member




(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 16.06.2026

