THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

Petition No. 2390 of 2026

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:

Miscellaneous Petition under Regulation 30 (4) of the Uttar Pradesh Electricity Regulatory Commission (Terms and Conditions of Generation Tariff) Regulations, 2024 and the Power Purchase Agreement dated 26.09.2014 (along-with Addendum No. 1 dated 04.09.2019), as well as the Order dated 09.12.2024 in Petition No. 2108 of 2024 read with the Order dated 08.07.2025 in Petition No. 2203 of 2025, for carrying out prudence check of the cost for procurement and use of Additional Coal on account of shortfall in supply of FSA Grade Coal in FY 2024-25 .

AND

IN THE MATTER OF

Dhariwal Infrastructure Ltd.

Registered Office: CESC House, Chowringhee Square,

Kolkata, West Bengal – 700 001

.... Petitioner

Versus

Noida Power Company Ltd.

Electric Sub-station, Knowledge Park-IV,

Greater Noida, Gautam Buddha Nagar, Uttar Pradesh – 201 301

.........Respondent

THE FOLLOWING WERE PRESENT

1. Shri Neeraj Singh Gautam, CRO, NPCL

2. Shri Ankur Dutt, Resident Officer, NPCL
3. Ms Shikha Ohri, Advocate, DIL

ORDER
(DATE OF HEARING : 06.08.2026)

1. The Petitioner, Dhariwal Infrastructure Limited (DIL), has filed the present petition for conducting a prudence check of the cost for procurement and use of additional coal on account of shortfall in supply of FSA Grade Coal in FY 2024-25 for supply of 187 MW Gross Contracted Capacity to NPCL from Unit 2 of its 2x300 MW Coal based thermal generating station located at Tadali, Chandipur in the state of Maharashtra.

2. The prayers of the Petitioner are as follows:

   i. Admit the instant Petition and conduct prudence check of the cost of procurement and use of Additional Coal for FY 2024-25, in accordance with the directions of this Commission in its Order dated 09.12.2024 in Petition No. 2108 of 2024 read with the Order dated 08.07.2025 in Petition No. 2203 of 2025;

   ii. Approve the amount of ₹ 38.93 Crores, along with adjustment of Debit/Credit Notes received from the Coal Companies, towards the cost of procurement and use of Additional Coal in FY 2024-25 incurred by the Petitioner/DIL;

   iii. Allow the Petitioner/DIL to recover the balance amount of ₹ 11.38 Crores along with the applicable Carrying Cost till the date of actual payment made by the Respondent to the Petitioner/DIL on account of Revenue Gap towards procurement and use of Additional Coal for FY 2024-25;

   iv. Grant liberty to the Petitioner/DIL to approach this Commission with revised claims for procurement and use of Additional Coal for FY 2024-25 as and when required, subject to the outcome of MYT Petition No. 2263 of 2025 pending before this Commission; and

   v. Pass such other Order(s) as this Commission may deem fit and proper, keeping in view the facts and circumstances of the case.

3. During the hearing today, Ms. Shikha Ohri, the learned Counsel for DIL, submitted that all requisite information had already been submitted along with the Petition. She also submitted that liberty may be granted to the Petitioner to approach the Commission with revised claims pertaining to the procurement and use of Additional Coal for FY 2024-25, subject to the outcome of MYT Petition No. 2263 of 2025, which is presently pending before the Commission. Shri Neeraj Singh Gautam, representative of NPCL, sought six weeks' time to file its reply.
4. Heard and perusal the record.
5. The Commission admits the Petition and allows six weeks' time to Respondent to file their reply and thereafter three weeks for Petitioner to file a rejoinder.

List the matter on 06.10.2026.

Griesh

(Griesh Kumar Vaish)
Member (Law)

Sanjay

(Sanjay Kumar Singh)
Member

(Arvind Kumar)
Chairman

U.P. ELECTRICITY REGULATORY COMMISSION ★ उ०प्र० विद्युत नियामक आयोग ★

Place: Lucknow
Dated: 21.08.2026