



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2394 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

Petition under Section 62 read with Section 86(1)(a) and (b) of the Electricity Act, 2003 and Regulations 10 and 43 of the UPERC (Terms and Conditions of Generation Tariff) Regulations, 2024 seeking necessary directions, regulatory approvals, and consequential amendments/relaxations in the tariff regulations to facilitate additional capitalisation for installation of solar power plants within the premises of generating stations of the petitioner to optimize auxiliary energy consumption and enhance ex-bus declared capacity keeping normatives unchanged.

AND

IN THE MATTER OF

U.P. Rajya Vidyut Utpadan Nigam Limited (UPRVUNL)

14th Floor, Shakti Bhawan, Ashok Marg, Lucknow

..... Petitioner

VERSUS

U.P. Power Corporation Ltd. (UPPCL)

Shakti Bhawan, 14-Ashok Marg, Lucknow-226001

..... Respondent





THE FOLLOWING WERE PRESENT

1. Smt. Puja Priyadarshini, Advocate, UPPCL
2. Shri Deeptanshu Chandak, Advocate, UPPCL
3. Shri Jagnayak Singh, SE-PPA, UPPCL
4. Shri Manish Dwivedi, CE-PPA, UPPCL
5. Shri Dinesh Kumar, AE-PPA, UPPCL
6. Shri Rakesh Kumar, SE, UPPTCL
7. Shri Raj Kumar Verma, AE-Comm., UPRVUNL
8. Shri S.K. Gupta, SE-Comm., UPRVUNL
9. Shri Pramod Kumar, CE-Comm., UPRVUNL
10. Shri Divyanshu Bhatt, Advocate, UPRVUNL
11. Shri Prakher Shukla, Advocate, UPRVUNL
12. Shri Abhayaditya Singh, Advocate, UPRVUNL

ORDER

(DATE OF HEARING: 11.08.2026)

1. The Petitioner, U. P. Rajya Vidyut Utpadan Nigam Limited (UPRVUNL), has filed instant petition seeking necessary directions, regulatory approvals, and consequential amendments/relaxations in the Tariff Regulations to facilitate additional capitalisation (AdCap) for installation of solar power plants within the premises of generating stations of the Petitioner to optimize auxiliary energy consumption (AEC) and enhance ex-bus declared capacity (DC) without any change in the applicable normative parameters provided vide the extant regulatory framework.
2. The Petitioner has prayed the following:
 - a) Admit the instant Petition;
 - b) Issue necessary directions and orders in terms of Regulations 10 and 43 of the UPERC (Terms and Conditions of Generation Tariff) Regulation, 2024 to the extent that the aforesaid Regulations do not allow Additional Capitalisation to be claimed for solar installation, beyond the original scope of work and after the date of commercial operation, that are not expressly provided for under Regulation 21;



- c) Declare DC based on additional capacity made available owing to installation of solar plant. And
- d) Pass any such other and further orders as this Hon'ble Commission may deem fit and proper in the facts and circumstances of the present case
3. During the hearing, Sh. Divyanshu Bhatt, the learned Counsel for the Petitioner, submitted that the Petitioner intends to increase the Declared Capacities (DCs) of its generating stations by replacing energy used for auxiliary consumption with solar power generation.
4. The Commission observes that the prevailing Generation Tariff Regulations, 2024 do not contain any provision for permitting additional capital expenditure toward the installation of solar power plants within the premises of generating stations to optimize auxiliary energy consumption. The Commission, if considered prudent, may initiate the process of formulating an enabling regulatory framework to facilitate such additional capitalisation, following due consultation with stakeholders, at an appropriate time. However, initiation of a legislative process cannot be carried out on judicial side by way of approaching the Commission through a petition.

In view of above observation, the Petition is dismissed in limine.


(Griesh Kumar Vaish)
Member (Law)


(Sanjay Kumar Singh)
Member


(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 14.8.2026



