



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

Petition No. 2409 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 86(1)(a) of the Electricity Act, 2003, read with Regulation 15 and other applicable and relevant provisions of the UPERC (Conduct of Business) Regulations 2019, read with Regulation 19 and other applicable and relevant provisions of the UPERC (Captive and renewable energy generating plants) Regulations, 2024, seeking clarification regarding the applicability and continuation of tariff adjustment/deduction on account of utilization of existing transmission infrastructure for evacuation of power from additional generating capacity commissioned under Supplementary Power Purchase Agreements in light of the UPERC (captive and renewable energy generating plants) Regulations, 2024.

AND

IN THE MATTER OF

Uttar Pradesh Power Corporation Limited (UPPCL),

(Through its Chief Engineer-PPA),

Shakti Bhawan, 14 Ashok Marg, Lucknow - 226001

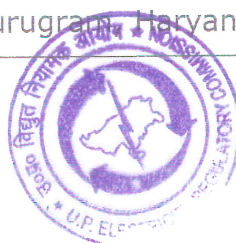
.....Petitioner

VERSUS

M/s DCM Shriram Ltd. (DSL),

Plot No. 82, Institutional Area, Sector-23, Gurugram, Haryana -122001

...Respondent





FOLLOWING WERE PRESENT

1. Sh. Divyanshu Bhatt, Advocate, UPPCL
2. Sh. Abhayaditya Singh, Advocate, UPPCL
3. Sh. Vikash Gupta, EE-PPA, UPPCL
4. Sh. Amit Kumar, SE, UPPCL
5. Sh. Vivek Gaurav, EE, UPPCL
6. Sh. Srijan Singh, AE, UPPCL
7. Sh. Ankit Kumar, SE, UPPCL

ORDER

(DATE OF HEARING: 03.09.2026)

1. The Petitioner, UPPCL has filed this Petition seeking clarification regarding applicability of tariff adjustment/deduction on account of utilization of existing transmission infrastructure for evacuation of power from additional generating capacity commissioned. The prayers of the Petitioner are as follows:
 - a) Pass any Order(s) or direction(s) in the nature of a clarification to the extent that the Commission's Order dated 14.12.2016 passed in Petition No. 1137 of 2016 concerning tariff deduction on account of utilization of existing transmission infrastructure continues to operate and hold the field and shall not be hindered or impacted by any subsequent regulatory enactments of this Commission, including the CRE Regulations, 2024.
 - b) Issue a clarification order whether tariff adjustment is required to continue in respect of additional generating capacity being evacuated through existing transmission infrastructure pursuant to Commission-approved SPPAs.
 - c) Pass such further Order(s) as may be deemed just and proper in the facts and circumstances of the case.
2. During the hearing today, Sh. Divyanshu Bhatt, learned Counsel of UPPCL submitted that through present matter UPPCL seeks clarification from the Commission regarding applicability of tariff adjustment on account of utilization of existing transmission





infrastructure for evacuation of power in terms of earlier CRE Regulations, 2019, as the provision not being available in the current CRE Regulations, 2024.

3. On specific query of the Commission regarding reasons for not raising this issue while draft CRE Regulations, 2024 was placed for comments and the details of other generating plants which have similar issue, the learned Counsel of UPPCL sought permission to file additional affidavit.
4. Having heard the matter, the Commission admits the Petition and allows three weeks' time to UPPCL to file its affidavit as stipulated above. Further, the Commission also allows Respondent to file its reply within four weeks' time.

List the matter for next hearing on 27.10.2026.

(Griesh Kumar Vaish)
Member (Law)

(Sanjay Kumar Singh)
Member

(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 16.09.2026

