



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2412 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 63 read with Section 86(1)(b) of the Electricity Act, 2003 and Regulation 15 of the UPERC (Conduct of Business) Regulations, 2019, seeking approval of the Power Purchase Agreements (PPAs) executed between the respective Project Developers and UPPCL, and adoption of the tariff discovered pursuant to the Request for Selection (RfS) invited for procurement of power through TBCB process from grid-connected solar power plants proposed to be connected to designated segregated agriculture feeders of the distribution substations, aggregating to a cumulative capacity of 2553.5 MW, for the sale of electricity to UPPCL under the RESCO mode, as part of the feeder-level solarisation initiative undertaken under Component C-2 of PM-KUSUM Scheme.

AND

IN THE MATTER OF

1. U.P. New & Renewable Energy Development Agency (UPNEDA),

Vibhuti Khand, Gomti Nagar, Lucknow - 226010

2. Uttar Pradesh Power Corporation Limited (UPPCL),

Shakti Bhawan, 14-Ashok Marg, Lucknow - 226001

...Petitioner(s)

VERSUS

1. Divy Power Private Limited

53, Ramte Ram Road, Ghaziabad, U.P. - 201001





2. Thind Solar Private Limited

(A SPV of Harsimran Singh)

Vill-Assuwala, Ajampur, Ladanpur, Dhanaura, Jyotiba Phule Nagar, U.P - 244231

3. Shakti Renews Private Limited

(A SPV of Marshall Energy Private Limited)

Plot No. 47, RN Block, Ratan Lal Nagar, Kanpur Nagar, U.P. - 208022

4. Babna Solar Energy Private Limited

(A SPV of Prashant Yadav)

VPO Bhungarka, Tehsil, Nangal Chaudhary, Mahendergarh, Haryana - 123023

5. Choumuhan Solar Energy Private Limited

(A SPV of Prashant Yadav)

VPO Bhungarka, Tehsil, Nangal Chaudhary, Mahendergarh, Haryana - 123023

6. Khospura Solar Energy Private Limited

(A SPV of Prashant Yadav)

VPO Bhungarka, Tehsil, Nangal Chaudhary, Mahendergarh, Haryana - 123023

7. Nanauta Solar Energy Private Limited

(A SPV of Prashant Yadav)

VPO Bhungarka, Tehsil, Nangal Chaudhary, Mahendergarh, Haryana - 123023

8. Bhaskar Renewable Energy Private Limited

(A SPV of Rajasthan Developers and Consultant Private Limited)

G-236, Delta-2. I.A. Surajpur, Noida, Gautam Buddha Nagar - 201306

9. M/s APS Developers

(A SPV of Sudha Singh)

Rasra, Ballia, Uttar Pradesh - 221712

...Respondent(s)

FOLLOWING WERE PRESENT

1. Sh. Divyanshu Bhatt, Advocate, UPPCL & UPNEDA
2. Sh. Abhayaditya Singh, Advocate, UPPCL & UPNEDA
3. Sh. Prakher Shukla, Advocate, Respondents





4. Sh. Rajesh Pratap Singh, SPO-I, UPNEDA
5. Sh. Manish Dwivedi, CE (PPA), UPPCL
6. Sh. Sanjay Kumar Chaurasia, SE (PPA), UPPCL
7. Sh. Kashi Nath Yadav, EE (PPA), UPPCL

ORDER

(DATE OF HEARING: 29.09.2026)

1. The Petitioner(s) have filed instant Petition seeking approval of PPAs executed between Project Developers & UPPCL and adoption of tariff discovered through Tariff Based Competitive Bidding (TBCB) process from grid connected solar power plants under Feeder Level Solarization of 'PM KUSUM' Component-C2 Scheme. The prayers of the Petitioner(s) are as follows:
 - a) Admit the instant petition.
 - b) Approve the 10 PPAs executed between the Project Developer and UPPCL which have been annexed as Annexure P-1 to Annexure P-10 in the present petition.
 - c) Adopt the tariff rate for procurement of power from the Project Developer to UPPCL as has been provided in the respective PPAs.
 - d) Pass such Order(s) or directions that this Commission may deem fit in the present facts and circumstances of the case.

Background of the case:

2. The Petitioner(s) have mainly submitted the following in the Petition:
 - a) The MNRE has issued a dedicated policy framework titled "Guidelines for implementation of Pradhan Mantri Kisan Urja Suraksha evam Utthan Mahabhiyan (PM-KUSUM) Scheme", aimed at supporting farmers through sustainable energy solutions. The scheme comprises the following three components:





- (i) Component A: Installations of 10,000 MW of decentralized ground-mounted or stilt-mounted, grid-connected solar or other renewable energy-based power plants.
- (ii) Component B: Deployment of 14 lakh stand-alone solar-powered agricultural pumps.
- (iii) Component C: Solarization of 35 lakh grid-connected agricultural pumps, including feeder-level solarization initiatives.
- b) The MNRE vide its OM dated 17.01.2024, bearing notification number F. No. 32/645/2017, SPV Division issued the 'Guidelines for implementation of PM KUSUM Scheme-2024', wherein under Component C of the scheme, it was targeted to achieve 2,000MW of grid connected renewable energy power plants to cater exclusively to segregated agriculture feeders. Subsequently, MNRE issued OM's dated 14.02.2024, 01.03.2024 & 04.04.2024 for clarification regarding new Comprehensive guidelines of PM KUSUM Component C, Amendment in the Scheme, Detailed Milestone for release of Central Financial Assistance (CFA) respectively. Thereafter, UPNEDA issued an office order dated 28.05.2024 for disbursement of Viability Gap Funding (VGF) to RESCO developers. On 09.12.2024, UPPCL had also shared revised list of Distribution sub-stations with agriculture feeder of proposed capacity under the C-2 Component of 'PM KUSUM' Scheme.
- c) UPNEDA issued a Notice Inviting Tender (NIT) in two daily newspapers 'Dainik Jagran' (Hindi) and 'The Hindu' (English) for procurement of power through TBCB process from grid connected solar photovoltaic plants connected to identified segregated agriculture feeders of distribution substations with cumulative capacity of 2553.5MW for sale of power to UPPCL through RESCO mode under feeder level solarization of 'PM KUSUM' Component C-2 scheme on the terms and conditions contained in the RFS No. 03/UPNEDA-PMKUSUM-C-2/FLS/2024 dated 19.07.2024.
- d) Upon receipt of bids in response to the aforesaid NIT, UPNEDA undertook the evaluation of the said bids through a duly constituted Bid Evaluation Committee (BEC). Upon completion of the evaluation process in accordance with the prescribed criteria, the BEC submitted its report containing its recommendations and findings. A detailed description of the Bidding process is as follows:





- i) Pre-bid meeting was held on 06.08.2024, wherein 232 potential bidders participated (58 physically and 174 virtually). Based on the queries and suggestions received from the potential bidders, various corrigenda were issued. Vide the Corrigendum I, amended Draft RFS and PPA were issued, while Corrigendum 2-6 were issued for extension of date for submissions of the Bid.
- ii) Earlier, UPNEDA filed Petition No. 2131 of 2024 before the Commission seeking approval of Bidding Documents (i.e., Draft RfS & PPA) for procurement of 3205 MW grid connected Solar power through TBCB process for 25 years period under Component-C i.e., Feeder Level Solarization of PM KUSUM Component C-2 Scheme. The Commission vide its Order dated 06.12.2024 in said Petition approved the Bidding Documents along with certain deviations with direction to UPPCL to verify list of substations and their capacity and UPNEDA to ensure identification of public land before the last date of bid submission. The last date of Bid submission was 09.01.2025 as per the Corrigendum 8 dated 18.12.2024. The list of substations and the corresponding capacity was finalized vide Corrigendum 9 dated 02.01.2025 and was uploaded on the website.
- iii) There was a difference in the cumulative capacity of all feeders mentioned as 2549.5MW in the detailed list of sub-stations and cumulative capacity mentioned in the Corrigendum 8 & 9 due to revision in capacity to 2553.5MW. This difference was due to the fact that capacity of the Saijani sub-station of MVVNL in Badaun District, which was initially computed as 2MW, was subsequently revised to 5.5MW, as per the communication dated 17.12.2024 received from UPPCL. Further, another substation being BMU-30150 of 0.5MW capacity was also added to the list, thereby increasing to the finalized capacity of 2553.5MW.
- iv) The bidding was conducted on the ISN-ETS portal. The Technical Bid opening date was 10.01.2025 and the financial bid opening date was 29.01.2025. Following are the details of the substations, corresponding capacity, and the bids received:
- (i) Total substations: 1002 (2553.5 MW).
 - (ii) Bidders participated in tender: 235.
 - (iii) Selected Bidders: 153.





- (iv) No. of substations on which bids received: 494 (1529.1 MW).
- (v) Additional bid offer received for 72 substations (157.3 MW) under clause A.2.7 of the RFS.
- (vi) LoAs issued for 566 substations (1686.4 MW).
- v) Subsequently, the successful bidders were issued Letter of Awards (LoAs) between 04.02.2025 and 09.07.2025. The Tariff rates discovered in respect of the bidding process are in the Range of Rs. 2.20 per unit to Rs. 2.99 per unit. As of today, 436 Nos. of substations remains unallocated out of 1002 substations. Detailed tabular representation of the timelines of the bidding process, from the date of floating tender to the issuance of LoAs is reproduced herein below:

S. No.	Date	Activity
1.	19.07.2024	Tender Notice Published in Newspaper: (i) The Hindu (English), (ii) Dainik Jagran (Hindi)
2.	06.08.2024	Pre-Bid Meeting: Participants: (i) 58 (Physical Mode), (ii) 174 (Virtual Mode)
3.	20.08.2024	Corrigendum-1: Based on suggestions & comments received in Pre-bid Meeting 06.08.2024 the Amended RFS and Draft PPA
4.	09.09.2024	Corrigendum-2: Date extension
5.	07.10.2024	Corrigendum-3: Date extension
6.	19.10.2024	Corrigendum-4: Date extension
7.	08.11.2024	Corrigendum-5: Date extension
8.	25.11.2024	Corrigendum-6: Date extension
9.	06.12.2024	RFS Approval from Commission
10.	12.12.2024	Corrigendum-7: Revised RFS & Draft PPA amendment as per UPERC order Dated 06.12.2024 uploaded
11.	17.12.2024	Pre-Bid Meeting: To address various queries concerning the RFS and Draft PPA (Online/ Offline Mode) Participants: (i) 51 (Physical Mode) (ii) 315 (Virtual Mode)
12.	18.12.2024	Corrigendum-8: Date extension (Modify 5.5 MW), Capacity- 2553 MW
13.	02.01.2025	Corrigendum-9: Capacity- 2553.5 MW (i.e., Added 0.5 MW)
14.	10.01.2025	Technical Bid Opening
15.	29.01.2025	Financial Bid Opening
16.	04.02.2025	LoA Issued (103 Nos./ 401.9 MW)
17.	22.02.2025	LoA Issued (39 Nos./ 144.1 MW)
18.	12.03.2025	LoA Issued (220 Nos./ 591 MW)
19.	19.03.2025	Lottery System Procedure (11 Substations/ 26.4 MW)
20.	21.03.2025	LoA Issued (07 Nos./17.1 MW)
21.	04.04.2025	LoA Issued (123 Nos./ 370.9 MW)
22.	19.04.2025	LoA Issued (25 Nos./65 MW)
23.	23.04.2025	LoA Issued (48 Nos./ 93.5 MW)
24.	09.07.2025	LoA Issued (01 Nos./ 2.9 MW)



- e) The successful bidders in the bidding process were issued the LoA and subsequently PPAs were entered into between the successful bidders and UPPCL. All the PPAs executed under the present subject Petition are strictly in accordance with and without any deviation as approved by the Commission vide its Order dated 06.12.2024 in Petition No. 2131 of 2024.
- f) Keeping in mind the direction issued by the Commission vide Order dated 06.12.2024, Petitioner(s) had redefined the mixed feeders and substations including agricultural substations and thereafter, total capacity for which bids were received by the Petitioner(s) was for 2553.5 MW against the original capacity of 3205MW.
- g) Certain sub-stations, which were originally reflected as falling under Moradabad in the respective Letters of Awards but were subsequently shown as falling under Amroha in the executed PPAs. The details of the relevant developers in respect of whom this query was raised are provided hereinbelow:

S. No.	Name of Developer	SPV	Capacity (MW)	S/s Name	Location (District)	Revised Location (District)
1.	Harsimran Singh	Thind Solar Pvt. Ltd.	6.8	33/11 kV EDST Aajampur	Moradabad	Amroha

- h) Prior to the initiation of the bidding process under the KUSUM Scheme, substations namely, 33/11 kV EDST Aajampur was in Moradabad circle as per the administrative records of UPPCL. At the time of preparation of the list of sub-stations, this particular sub-station was erroneously recorded to be in Moradabad District. However, upon subsequent scrutiny of its records, prior to the execution of PPA, the necessary correction in the list was made and this sub-station was recorded to be in Amroha district.
- i) The above-said correction has no bearing whatsoever on the bidding process. The bidding was conducted strictly as per the sub-station locations notified in the RfS documents, and the bidders participated based on the sub-station locations provided therein. The bidding process for the 33/11 KV EDST Aajampur sub-station was conducted in a transparent and competitive manner, and the projects were duly awarded to the L1 bidder strictly in accordance with the RfS document. The





correction does not result in any prejudice to any stakeholders, nor does it affect the competitive integrity of the selection process.

Reply of the Respondent

3. On 15.09.2026, M/s APS Developers has filed its reply and mainly submitted following:
 - a) They have no objection to the approval of PPA and request the Commission to grant the approval of PPA.
 - b) The Commission may issue necessary directions to UPPCL for allocating the bay and granting connectivity to the developer and take any necessary steps in this regard, including execution of a connectivity agreement, if required.

Records of Proceedings:

4. During the hearing, Sh. Divyanshu Bhatt, learned Counsel for the Petitioner(s), submitted that the present Petition has been filed in continuation of Petition No. 2230 of 2025. The Commission asked office to place on record the copy of Order dated 08.10.2025 in Petition No. 2230 of 2025. The Commission observed that out of 566 LoAs issued, 496 PPAs have been placed so far (including this 10 PPAs) before the Commission for the approval. The learned Counsel for the Petitioner(s) further submitted that a Petition for approval of 2 more PPAs would be filed shortly. Sh. Sanjay Kr. Chaurasia, on behalf of UPPCL, submitted that out of 566 LoAs issued, 7 LoAs were cancelled due to non-submission of Bank Guarantee (BG), leaving 61 number for which no PPA was executed, and hence notices were issued for forfeiture of BG.
5. On specific query of the Commission regarding amount of BG prescribed under the bidding document, Sh. Chaurasia responded that it was Rs. 1 lakh per MW and any amount recovered through forfeiture of BG is required to be deposited with Ministry of New and Renewable Energy (MNRE) in accordance with the Guidelines. The Commission directed the Petitioner(s) to conclude the process of BG forfeiture for the defaulting LoA holders and to file the Petition for approval of the remaining two PPAs at the earliest.

Analysis & Decision

6. UPNEDA & UPPCL have jointly filed this Petition for seeking adoption of tariff discovered through TBCB process for procurement of 19.7 MW from grid connected Solar PV power





plants under 'PM KUSUM' Component-C2 and approval of 10 number PPAs executed between Project Developers and UPPCL. On 07.10.2026, Petitioner(s) filed additional submission regarding correction of typo errors in the Petition.

7. The Commission, vide its Order dated 06.12.2024 in Petition No. 2131/2024, had approved the bidding documents (i.e., RfS & PPA) along with certain deviations for procurement of 3205MW of Solar PV based power under the 'PM KUSUM' Component-C2 Scheme. Further, the Commission, vide its Order dated 08.10.2025 in Petition No. 2230 of 2025, had held that the Bidding was conducted as per the approved bidding documents and had adopted the tariff for the 25 number of PPAs. The relevant extracts of the said Order dated 08.10.2025 are as follows:

" 10. The Bid Conformity Certificate was issued by Bid Evaluation Committee wherein it has certified that the instant bid process was conducted as per the provisions of the Bidding document dated 19.07.2024. Further, UPNEDA confirmed that it had conducted the bid dated 19.07.2024 in adherence to the Commission's approved documents. The relevant extract of the said UPNEDA's submission are as follows:

"Tariff based Competitive Bidding Process conducted by U.P. New and Renewable Energy Development Agency (UPNEDA), Lucknow vide RfS no. 03/UPNEDA-PM KUSUM-C2/FLS/2024 dated: 19-07-2024 for Selection of Solar Power Generators (SPGs) through Tariff Based Competitive Bidding for setting up of Grid Connected Solar Power Plant for Solarization of segregated agriculture feeders at distribution substation cumulative capacity of 2553.5 for sale of power to UPPCL at various locations in the state of Uttar Pradesh through RESCO Mode under PM KUSUM component-C2 Scheme.

This is to certify that the bid evaluation in respect of above bid process has been done in Conformance with the provisions of the vide RfS no. 03/UPNEDA-PM KUSUM-C2/FLS/2024 dated: 19-07-2024."

11. In view of above discussions, it emerges that selection of successful Bidders has been done and the tariff discovered in terms of approved Bidding document. It is observed that out of total approved capacity of 3205 MW, Petitioner(s) had revised the Bid Capacity to 2553.5 MW in terms of the Order dated 06.12.2024. However, in the present case 25 number of PPAs were executed only for 118.2 MW and for the remaining PPAs executed, Petitioner has acknowledged that Petitions has been filed which are under different stage of proceedings. Therefore, in terms of Section 63 of the Act, the Commission adopts the individual tariff for the solar power project, as agreed to by the successful bidders and UPPCL and approves these 25 numbers of PPAs as detailed in para 9 of this Order."





8. Details of the successful bidder i.e., project developer with whom UPPCL executed PPA, which have been placed before the Commission for approval in present Petition are as under:

S. No.	Name of Developer	SPV Name	Location	S/s Name	Project Capacity (MW)	Accepted Tariff (INR/kWh)	PPA Signed Date
1	Divy Power Pvt. Ltd.	-	Hapur	Babugarh	0.5	2.99	25.06.2025
2		-	Hapur	EDST PILKHUWA	1.3	2.99	25.06.2025
3	Harsimran Singh	Thind Solar Pvt. Ltd.	Amroha	33/11 EDST AAJAMPUR	6.8	2.99	18.06.2025
4	Marshall Energy Pvt. Ltd.	Shakti Renews Pvt. Ltd.	Kanpur Nagar	BHADWARA/ NAURANGA	0.7	2.95	03.07.2025
5	Prashant Yadav	Babna Solar Energy Pvt. Ltd.	Farrukhabad	BABNA	1.8	2.99	26.08.2025
6		Choumuhan Solar Energy Pvt. Ltd.	Mathura	CHOUMUHAN	1	2.99	26.08.2025
7		Khospura Solar Energy Pvt. Ltd.	Saharanpur	KHOSPURA	1.8	2.99	26.08.2025
8		Nanauta Solar Energy Pvt. Ltd.	Saharanpur	NANAUTA	1.8	2.99	26.08.2025
9	Rajasthan Developers and Consultant Pvt. Ltd.	Bhaskar Renewable Energy Pvt. Ltd.	Chitrakoot	PAHARI	1.7	2.91	03.07.2025
10	Sudha Singh	M/s APS Developers	Mathura	OLL	2.3	2.93	24.05.2025
Total (MW)					19.7		

9. The Commission, through its earlier Orders, had approved the following quantum of power and number of PPAs under the same bidding documents:

S. No.	Order Dated	Petition No.	No. of PPAs approved	Capacity Approved (MW)
1.	08.10.2025	2230/2025	25	118.2
2.	19.11.2025	2268/2025	25	82.6
3.	27.11.2025	2275/2025	25	61.6
4.	02.12.2025	2278/2025	18	56.7
5.	28.11.2025	2282/2025	27	82.2
6.	03.12.2025	2283/2025	28	72.4



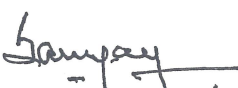


S. No.	Order Dated	Petition No.	No. of PPAs approved	Capacity Approved (MW)
7.	04.12.2025	2292/2025	26	68.9
8.	09.12.2025	2253/2025	29	67.5
9.	12.12.2025	2284/2025	25	71.9
10.	15.12.2025	2254/2025	28	57.5
11.	22.12.2025	2304/2025	28	93.4
12.	27.05.2026	2336/2025	22	60.5
13.	29.05.2026	2346/2026	29	165.5
14.	29.05.2026	2347/2026	28	56.0
15.	08.06.2026	2351/2026	21	49.6
16.	08.06.2026	2352/2026	21	60.9
17.	16.06.2026	2357/2026	20	65.4
18.	16.06.2026	2361/2026	24	64.7
19.	08.07.2026	2382/2026	7	22.4
20.	11.08.2026	2377/2026	16	51.2
21.	11.08.2026	2388/2026	14	31
Total			486	1,460.1

10. Therefore, in terms of Section 63 of the Act, the Commission adopts the individual tariff for solar power projects, as agreed by the successful bidders and UPPCL, and approves 10 numbers of PPAs for 19.7 MW power, as detailed in para 8 of this Order. Further, the Commission directs Petitioner(s) to take proactive steps and facilitate Solar Project Developers in ensuring timely completion of the project in order to achieve the objectives of the 'PM KUSUM' Scheme, which would ultimately help the consumers through optimizing the power purchase cost of UPPCL.

The Petition stands **disposed of** in terms of above.


(Griesh Kumar Vaish)
Member (Law)


(Sanjay Kumar Singh)
Member


(Arvind Kumar)
Chairman



Place: Lucknow

Dated: 13.10.2026