



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2418 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)(b) & (e) of the Electricity Act, 2003 read with Regulation 4 of the UPERC (Modalities of Tariff Determination) Regulations, 2023 and Clauses 3.1.1(b) and 17 of the Guidelines for Tariff Based Competitive Bidding Process for procurement of Firm and Dispatchable Power from Grid Connected Renewable Energy Power Projects with Energy Storage Systems dated 09.06.2023 (as amended), seeking approval of this Hon'ble Commission for long-term procurement of power from 300 MW Renewable Energy (RE) Round the Clock (RTC) Power Project through Tariff-Based Competitive Bidding process and seeking approval of the proposed deviation from the aforesaid Guidelines.

AND

IN THE MATTER OF

Noida Power Company Limited,

Plot No. ESS, Knowledge Park – IV, Greater Noida, Uttar Pradesh– 201310 ...**Petitioner**

FOLLOWING WERE PRESENT

1. Ms. Divya Chaturvedi, Advocate, NPCL
2. Ms. Srishti Rai, Advocate, NPCL
3. Sh. Gaurav Anand, Head-Legal, NPCL
4. Sh. Sanket Srivastava, Head-Power Management, NPCL
5. Sh. Utkarsh Pandey, Assistant Manager, NPCL
6. Sh. Neeraj Singh, C.R.O., NPCL
7. Sh. Ankur Dutt, Resident Officer, NPCL

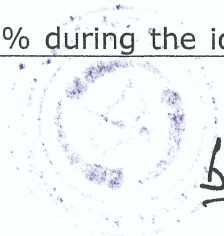




ORDER

(DATE OF HEARING: 03.09.2026)

1. The Petitioner, NPCL, has filed this Petition for approval of long-term power procurement from 300MW Renewable Energy (RE) Power Project on Round the Clock (RTC) basis through Tariff-Based Competitive Bidding (TBCB) process and approval of the proposed deviation from the FDRE Guidelines dated 09.06.2023. The prayers are as follows:
 - a) Approve the procurement of power from 300 MW of firm and dispatchable RE RTC power on a Long-term basis i.e., for a period of 25 (twenty-five) years through Tariff-Based Competitive Bidding process.
 - b) Approve the deviation from Clause 6.3 of the FDRE Guidelines and permit allocation of 100% of total bid capacity i.e., 300 MW to a single successful bidder, as per Clause 3.1.1(b) read with Clause 17 of the FDRE Guidelines as well as Regulation 4 of the Tariff Regulations.
 - c) Approve the tender documents, including the draft Request for Selection and draft Power purchase Agreement.
 - d) Grant the Petitioner liberty to place on record such further and additional documents, information, and submissions as may be necessary, with the permission of this Commission; and
 - e) Pass any other order(s) as this Commission may deem fit in the facts and circumstances of the case.
2. During the hearing, Ms. Divya Chaturvedi, learned counsel for NPCL, submitted that instant Petition has been filed as per directions of the Commission's Order vide dated 24.06.2026 in Petition No. 2309 of 2025. The learned counsel further stated that NPCL sought deviation from Clause 6.3 of the FDRE Guidelines, which restricts allocation of 50% of the bid capacity to a single bidder and proposed allocation of 100% to a single bidder considering relatively small bid size of 300 MW.
3. The Commission sought clarification regarding proposed CUF, to which the learned counsel responded that Minimum Annual CUF of 75%, CUF of 50% during Off-Peak hours and CUF of 90% during the identified peak hours. The Commission in view of

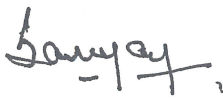




timely completion of the bidding process, allows the Petitioner to upload/issue the bidding document and any corrigendum, if required, may be issued and uploaded, post final Order. The Commission is of the opinion that the Petitioner should ensure fulfilment of pre-requisite by the bidder so that power supply commences as per the scheduled timelines, particularly in view of the deviation sought by the Petitioner regarding 100% allocation to single bidder.

4. The Commission further directs NPCL to furnish the following within two weeks from the date of the Order:
- a) Justification for the proposed amount towards EMD, PBG, Net worth in the RfS.
 - b) Justification for allowing third party tie-up for ESS in clause 4.2.1 of the RfS.
 - c) Justification for considering aggregate financial requirement for consortium instead of in proportion to the equity commitment made by each member of the consortium in clause 4.3.8 of the RfS.
 - d) Justification for deviation in proposed clause 5.3.5 of the RfS against Guideline 6.5(e) of the MoP Guidelines dated 09.06.2023.
 - e) Details of 'Commissioning Committee' members as stipulated in clause 6.2.1(v) of the RfS.
 - f) Justification for proposed debarment of the RPD in Article 6.3 of the PPA in terms of existing regulatory framework.
5. Subject to the submissions of the NPCL in the abovementioned queries, the Commission will take appropriate decision in the matter.


(Griesh Kumar Vaish)
Member (Law)


(Sanjay Kumar Singh)
Member


(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 30.09.2026



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