

### Record of proceedings dated 25.08.2021

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 20 of 2020	M/s. Navabharat Ventures Limited	TSTRANSCO & TSNPDCL

Petition filed seeking declaration of its steam generation as renewable source of energy.

Sri Challa Gunaranjan, advocate for petitioner, Sri. Sankalp, advocate representing Sri Y. Rama Rao, advocate for respondent No. 1 and Sri Mohammad Bande Ali, Law Attachee for respondent No.2 have appeared through video conference. The counsel for petitioner stated that the issue in the petition has been partly answered while considering the compliance of RPPO regulation for FY 2018-19. He explained the relevant paragraphs in the order passed by the Commission in that regard in O. P. No. 31 of 2020. The advocate representing the counsel for respondent No. 1 stated that the counsel is unable to attend the hearing as he is pre-occupied before the Hon'ble High Court and the matter may be adjourned to any other date. The counsel for petitioner agreed to the submission and stated that insofar as this case is concerned, the pleadings are complete. He also stated that the submissions in this matter would cover the other two matters in the list for the day. In view of the request made by the counsel for respondent No. 2, the matter is adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 21 of 2021	M/s. The India Cements Ltd.	TSTRANSCO & TSSPDCL

Petition filed seeking accreditation of its waste heat recovery system as renewable source.

Sri Challa Gunaranjan, advocate for petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through video conference. The counsel for petitioner stated that the issue in the petition has been partly answered while considering the compliance of RPPO regulation for FY 2018-19. He explained the relevant paragraphs in the order passed by the Commission in that regard in O. P.

No. 31 of 2020. The counter affidavit has been filed and there is no necessity of filing any rejoinder in view of the decision of the Commission stated above. He also stated that the submissions in this matter would cover the matter in M/s. Navabharat Ventures Limited. In view of the adjournment of O. P. No. 20 of 2020, this matter is also adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 22 of 2021	M/s. My Home Industries Private Limited	TSTRANSCO & TSSPDCL

Petition filed Seeking accreditation of its waste heat recovery system as renewable source.

Sri Challa Gunaranjan, advocate for petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through video conference. The counsel for petitioner stated that the issue in the petition has been partly answered while considering the compliance of RPPO regulation for FY 2018-19. He explained the relevant paragraphs in the order passed by the Commission in that regard in O. P. No. 31 of 2020. The counter affidavit has been filed and there is no necessity of filing any rejoinder in view of the decision of the Commission stated above. He also stated that the submissions in this matter would cover the matter in M/s. Navabharat Ventures Limited. In view of the adjournment of O. P. No. 20 of 2020, this matter is also adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 23 of 2021	M/s. Prashanth Narayan G (PNG)	TSTRANSCO, its CGMTSSPDCL & TSSPDCL

Petition filed seeking directions to the respondents to approve long term open access (LTOA).

Sri. Challa Gunaranjan, advocate for petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through video conference. The counsel for

the petitioner stated that the matter is coming up for the first time and it involves grant of open access on long term basis. A counter affidavit is to be filed by the respondents. The representative of the respondents sought time of two weeks for filing counter affidavit. The counter affidavit shall be filed on or before the date of hearing with advance copy served on the counsel for petitioner, who shall file rejoinder, if any by the date of hearing with a copy served on the respondents. Accordingly, the matter is adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 24 of 2021	M/s. Prashanth Narayan G (PNG)	TSSPDCL & TSTRANSCO

Petition filed seeking the energy generated fed into the grid for the period before open access as deemed purchase of licensee or pay for the same.

Sri. Challa Gunaranjan, advocate for petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through video conference. The counsel for the petitioner stated that the matter is coming up for the first time and it involves payment of amounts for the energy generated and fed into the grid for the period before open access on long term basis. A counter affidavit is to be filed by the respondents. The representative of the respondents sought time of two weeks for filing counter affidavit. The counter affidavit shall be filed on or before the date of hearing with advance copy served on the counsel for petitioner, who shall file rejoinder, if any, by the date of hearing with a copy served on the respondents. Accordingly, the matter is adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. (SR) No. 36 of 2021	M/s. BVM Energy & Residency Pvt. Ltd.	TSTRANSCO & TSSPDCL & its officers

Petition filed seeking the energy generated fed into the grid for the period before open access as deemed purchase of licensee or pay for the same.

Sri. Challa Gunaranjan, advocate for petitioner has appeared through video conference. The counsel for the petitioner stated that three prayers have been sought in the petition, which are consequential in nature. The petitioner sought prayer in the petition for extension of feasibility of the project, synchronization thereof and allowing captive open access. The project has been established under the Telangana Solar Policy of 2015. The proposals were made in the year 2015 and feasibility has been accorded by communicating the estimates in the year 2016 granting 24 months time period with two months of grace period. The period would expire in February, 2018 and the petitioner had made an application for extension prior to completion of the period in December, 2017 itself. The period sought is about 8 months to complete the project. The project was completed by July, 2018. He explained the correspondence that has been made by the petitioner and the licensee from time to time. It is stated that the power plant is ready in July, 2018 itself, but the licensee has been dodging to reply on the request made by the petitioner for extending the feasibility to the project. Therefore, it is before the Commission.

Having heard the arguments of the counsel for petitioner regarding the maintainability of the petition. The matter is reserved for orders.

Sd/-  
Member

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Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 16 of 2017 & I. A. No. 25 of 2017	M/s. Sundew Properties Limited	TSSPDCL & TSTRANSCO

Petition filed seeking transfer of distribution assets falling within the area of SEZ area.

I. A. filed seeking directions to respondent No. 1 to disconnect the consumers pertaining to SPL's licence area and handover the assets to the petitioner and also to the respondent No. 2 to grant transmission connectivity at 33 KV level on two Nos. of 33 KV SPL feeders.

Sri Kunal Kaul, advocate representing M/s. J. Sagar Associates for petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through conference. The counsel for the petitioner stated that he needs further time to file rejoinder in the matter. The Commission sought to know the status of the appeal before the Hon'ble Supreme Court. The counsel for petitioner stated that the matter

is scheduled to be listed for hearing on 09.09.2021, however, from 31.08.2021 the Hon'ble Supreme Court is scheduled to undertake physical hearing of the matter, as such a further mention will be made for early hearing of the matter expeditiously. In view of the request made by the counsel for petitioner, the matter is adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 4 of 2021	M/s. Sundew Properties Limited	– None—

Petition filed seeking determination of tariff for the power procured by it / to be charged to its consumers with TSSPDCL tariff as the ceiling tariff.

Sri Kunal Kaul, advocate representing M/s. J. Sagar Associates for has appeared through conference. The counsel for the petitioner stated that he needs further time to file rejoinder in the matter. The Commission sought to know the status of the appeal before the Hon'ble Supreme Court. The counsel for petitioner stated that the matter is scheduled to be listed for hearing on 09.09.2021, however, from 31.08.2021 the Hon'ble Supreme Court is scheduled to undertake physical hearing of the matter, as such a further mention will be made for early hearing of the matter expeditiously. In view of the request made by the counsel for petitioner, the matter is adjourned.

Call on 23.09.2021 at 11.30 AM.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman

Case No.	Name of the Petitioner(s)	Name of the Respondent(s)
O. P. No. 2 of 2021	Indian Railways	TSTRANSCO & TSDISCOMs

Petition filed seeking declaration as deemed distribution licensee in the State of Telangana and grant of consequential reliefs.

Sri Pulkit Agarwal, Advocate for the petitioner and Sri Mohammad Bande Ali, Law Attachee for respondents have appeared through video conference. The counsel for petitioner stated that the matter is coming up for the arguments of the respondents. The representative of the respondents stated that the petitioner is seeking two fold prayers, namely, declaration of deemed licensee status and permission to avail open

access on long term basis. The petitioner is liable to pay cross subsidy surcharge and additional surcharge as a consumer of the licensees. It cannot be both deemed licensee as well as consumer of the licensee. It has to choose either of them. In case of petitioner being declared deemed distribution licensee as submitted by them, power purchase agreement has to be entered. As at present, they are drawing power at the traction substations for a total demand of 83 MVA and they are likely to enhance to 248 MVA with addition of 165 MVA. In addition to that they have got a share of 50 MW from Ratnagiri power project. It is his case that in either situation, the petitioner is bound to pay the cross subsidy surcharge and additional surcharge, though it is claimed as deemed licensee under the Electricity Act, 2003 alongwith the Railways Act, 1989. The open access quantities cannot be greater than the CMD that is being availed by the petitioner, if it is treated as a consumer of the licensee.

The counsel for petitioner agreed with the submissions that the petitioner cannot step into two shoes that is being deemed distribution licensee and simultaneously being a consumer. For the present, it is seeking the prayer as stated in the petition, however, as has been held by the Hon'ble ATE, the petitioner is not liable to pay any charges for open access. He sought directions to treat it as deemed distribution licensee and to allow it to avail open access.

Having heard the arguments of the parties, the matter is reserved for orders.

Sd/-  
Member

Sd/-  
Member

Sd/-  
Chairman