

Record of proceedings dated 07.12.2015

O. P. No.2 of 2015

M/s ITC Limited (Paper Boards and Speciality Paper Division, Secunderabad vs
TSLDC & TNREDCL

Petition filed u/s 86 (1) (e) of the Electricity Act, 2003 seeking direction to the SLDC
to give accreditation to the petitioner's renewable energy project

Sri N. Alagiri, Senior Manager (Projects) on behalf of the petitioner and Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate are present. The representative of the petitioner stated that based on communication written by the SLDC no information is placed before the Commission. However, he had addressed a letter to the Commission to direct the SLDC to visit the petitioner's plant to understand the claim of the petitioner. The counsel for the respondent has no objection upon instructions from his client, however, he has stated that the norm of 15% coal usage has been fixed by the CERC in its regulation and the same has to be verified by online verification of the information. He also stated that letters have been addressed to Ministry of New and Renewable Energy as well as CERC seeking clarification on the aspect of black liquor by renewable source for considering RE project. The SLDC filed written submissions in the matter along with necessary enclosures.

The Commission pointed out that black liquor is a renewable source, has already been accepted by CERC, the SLDC should have asked for clarification on the percentage of renewable source acceptable and not the source itself, as the petitioner is claiming only proportionate benefit of accreditation. To another question as to whether there is any financial impact in the matter on SLDC, the reply came in the negative. Therefore, there should not be any objection for accreditation to the extent sought by the petitioner.

However, it has been suggested to the parties on both sides that they should have joint consultation with other SLDC's where this issue has been accepted by them by undertaking field visit of such units. Both the parties are required to file statement of

consultation and upon receipt of such statement the next date of hearing will be scheduled after considering the same.

Sd/-
Member

Sd/-
Chairman

O. P. No. 5 of 2015
And
I. A. No. 27 of 2015

M/s Knowledge Infrastructure Systems Pvt. Ltd., New Delhi & M/s Shalivahana (MSW) Green Energy Ltd. vs TSSPDCL, Chief General Manager, (Comml & RAC) & TSPCC

Petition filed u/s 86 (1) (f) of the Electricity Act, 2003 claiming certain amounts due Eon account of supply of electricity under short term purchase for the months January, February and March, 2013

Filed an I.A. seeking to amend the title in the petition.

There is no representation on behalf of the petitioner. Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate is present. In view of the absence of the petitioner or its counsel, adjourned.

However, the Commission sought to know from the representatives of SLDC as to what was the capacity allowed in the respect of the supply made by the generator and what is the formula adopted for calculating energy that is pumped in to the grid. It also directed the SLDC to place before the Commission the details of sale made to IEX and what is quantity availed by the DISCOMS more particularly the TSDISCOMS and whether there was intimation about day ahead scheduling of generation by the generator and supply thereof to the identified parties .

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 6 of 2015
And
I. A. No. 28 of 2015

M/s Rithwik Power Projects Limited vs TSNPDCL

Petition filed seeking directions to the Licensee for payment of tariff for the additional capacity of 1.5 MW at the rate being paid to existing 6 MW power plant.

Filed an I.A seeking to amend the title in the petition.

There is no representation on behalf of the petitioner. Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate is present. In view of the absence of the petitioner or its counsel, adjourned.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 7 of 2015
And
I. A. No. 29 of 2015

M/s. Shalivahana (MSW) Green Energy Limited vs TSLDC

Petition filed questioning the refusal of grant of accreditation for the 12 MW (MSW) project under RPPO Regulation.

Filed an I.A. seeking to amend the title in the petition.

There is no representation on behalf of the petitioner. Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate is present. In view of the absence of the petitioner or its counsel, adjourned.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

R. P.(SR) No. 42 of 2015
And
I. A. (SR) No. 51 and 52 of 2015

M/s Suguna Metals Limited vs TSNPDCL & TSSPDCL

Petition filed seeking review of the tariff order dated 27.03.2015 in OP Nos. 76 and 77 of 2015 in respect of voltage surcharge (SR. No. 42 of 2015)

Sri G. Pavan Kumar, Advocate representing Sri N. Vinesh Raj, Counsel for the petitioner and Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate are present. The advocate sought adjournment of the hearing

as the counsel for the petitioner is enable to attend hearing. The counsel for the respondent has no objection.

The Commission felt that there are no issues for review in the matter and granted adjournment on the condition that if there is no submission of argument on the next date of hearing, no further adjournment will be granted and the matter will be dismissed.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 49 of 2015
And
I. A. No. 18 of 2015

M/s Corporate Power Limited vs TSSPDCL & TSNPDCL

Petition filed seeking resolution of disputes between it and the licensees in the erstwhile state of Andhra Pradesh by referring the matter of arbitration in respect of power purchase agreement dated 31.07.2012.

There is no representation on behalf of the petitioner. Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate is present. In view of the absence of the petitioner or its counsel, adjourned.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 59 of 2015
And
I. A. No. 20 of 2015

M/s. KSK Mahanadi Power Company Limited vs TSSPDCL & TSNPDCL

Petition filed u/s 86(1) (f) of the Electricity Act, 2003 seeking resolution of disputes between it and the under the power purchase agreement dated 31.07.2012.

Sri Gurukumar Hebbar, Representative of the petitioner and Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate are present. The representative of the petitioner stated that the bills relating to individual Discoms have been placed on record by its filing on 16.09.2015 as per the directions of the

Commission while hearing on 11.08.2015. He also showed specific bills raised prior to the bifurcation of the erstwhile state of Andhra Pradesh which were raised on individual Discoms. The counsel for the respondents sought time to verify the position and appraise the Commission on the next date of hearing. However, he has stated that the matter attracts the issue of jurisdiction of the Commission which is yet to be decided by the Commission.

The Commission observed that the petitioner started supplying power from August'2013 onwards and has been raising the bills, but no payments were received by it. As the agreement is likely to be expire in a few months time, it is desirable that the issue of payment of bills is required to be settled immediately without fail, as according to the petitioner it has not received any payment though power supply is being done for long time.

The Commission directed petitioner to place before the Commission all the bills raised and payments made since August'2013 onwards till date and make available a copy of the same to the respondents also forthwith. The respondent counsel will verify the contention and place on record the correct position including payment / non-payment of any amounts due to the petitioner. Adjourned.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 60 of 2015

DISCOMS & APPCC vs M/s KSK Mahanadi Power Company Ltd., & 4 others

Petition u/s 86(1) (f) of the Electricity Act, 2003 for directions on illegal claim of Rs. 66.31 crores towards the transmission charges for the period 16th June, 2013 to 13th August, 2013 and capacity charges for the period 16th June, 2013 to 26th July, 2013 by illegal invoking letter of credit by M/s KSK Mahanadi Power Company Ltd., for the period without supplying power to the petitioners.

Sri Y. Rama Rao, Counsel for the petitioner along with Sri P. Venkatesh, Advocate and Sri Gurukumar Hebbar, Representative of the respondent and are present. The representative of the respondent stated that the bills relating to individual Discoms have been placed on record by its filing on 16.09.2015 as per the directions of the Commission while hearing on 11.08.2015. He also showed specific bills raised prior

to the bifurcation of the erstwhile state of Andhra Pradesh which were raised on individual Discoms. The counsel for the petitioner sought time to verify the position and appraise the Commission on the next date of hearing. However, he has stated that the matter attracts the issue of jurisdiction of the Commission which is yet to be decided by the Commission.

The Commission observed that the respondent started supplying power from August' 2013 onwards and has been raising the bills, but no payments were received by it. As the agreement is likely to be expire in a few months time, it is desirable that the issue of payment of bills is required to be settled immediately without fail, as according to the respondent it has not received any payment though power supply is being done for long time.

The Commission directed respondent to place before the Commission all the bills raised and payments made since August'2013 onwards till date and make available a copy of the same to the petitioner also forthwith. The petitioner counsel will verify the contention and place on record the correct position including payment / non-payment of any amounts due to the respondent. Adjourned.

Sd/-
Member

Call on 23.12.2015
At 11.00 AM
Sd/-
Chairman

O. P. No. 68 of 2015
And
I.A. No. 19 of 2015

M/s. KSK Mahanadi Power Company Ltd., Vs TSSPDCL & TSNPDCL

Petition filed u/s 86(1) (f) of the Electricity Act, 2003, seeking resolution of disputes between it and the under the power purchase agreement dated 31.07.2012.

Sri Gurukumar Hebbar, Representative of the petitioner and Sri Y. Rama Rao, Counsel for the respondent along with Sri P. Venkatesh, Advocate are present. The representative of the petitioner stated that the bills relating to individual Discoms have been placed on record by its filing on 16.09.2015 as per the directions of the Commission while hearing on 11.08.2015. He also showed specific bills raised prior to the bifurcation of the erstwhile state of Andhra Pradesh which were raised on individual Discoms. The counsel for the respondents sought time to verify the position

and appraise the Commission on the next date of hearing. However, he has stated that the matter attracts the issue of jurisdiction of the Commission which is yet to be decided by the Commission.

The Commission observed that the petitioner started supplying power from August'2013 onwards and has been raising the bills, but no payments were received by it. As the agreement is likely to be expire in a few months time, it is desirable that the issue of payment of bills is required to be settled immediately without fail, as according to the petitioner it has not received any payment though power supply is being done for long time.

The Commission directed petitioner to place before the Commission all the bills raised and payments made since August'2013 onwards till date and make available a copy of the same to the respondents also forthwith. The respondent counsel will verify the contention and place on record the correct position including payment / non-payment of any amounts due to the petitioner. Adjourned.

Sd/-
Member

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Chairman