



TELANGANA STATE ELECTRICITY REGULATORY COMMISSION
5th Floor, Singareni Bhavan, Red Hills, Hyderabad-500 004

O. P. No. 4 of 2017

Dated: 17.03.2017

Present

Sri. Ismail Ali Khan, Chairman
Sri. H. Srinivasulu, Member

In the matter of according approval for amending the distribution and retail supply licence granted earlier to M/s. Telangana State Northern Power Distribution Company Limited (TSNPDCL) and also to permit taking over of assets falling under the additional area of operation from M/s. Telangana State Southern Power Distribution Company Limited (TSSPDCL).

ORDER AMENDING THE LICENCE

The Northern Power Distribution Company of Telangana State Limited (applicant) (TSNPDCL) has filed an application under section 18 of the Electricity Act, 2003 (Act, 2003) read with Clause 17 of the Telangana State Electricity Regulatory Commission (Distribution Licence) Regulation, 2016 (Regulation No. 4 of 2016), seeking amendment of Retail Supply License issued to the erstwhile APNPDCL by the then APERC in the year 2000 consequent upon formation of State of Telangana and further developments in the State of Telangana.

2. Whereas the erstwhile Andhra Pradesh Electricity Regulatory Commission (APERC) has granted license (License No. 14 of 2000) on 29.12.2000 under Section 15 of the Andhra Pradesh Electricity Reform Act, 1998 (State Act No. 30 of 1998) to the Northern Power Distribution Company of Andhra Pradesh Limited. (APNPDCL), a company incorporated under the Companies Act, 1956 and having its registered office at 1-7-668. Postal Colony, Hanumakonda, Warangal for carrying on the business of distribution and retail supply of electricity within the area of supply of Warangal, Khammam, Karimnagar, Nizamabad and Adilabad districts for a period of 30 years.

3. And whereas, the Government of India enacted the Andhra Pradesh Reorganisation Act, 2014 (Central Act, 6 of 2014), which came into effect on 02.06.2014, during the process of state bifurcation, 7 Mandals of Khammam District, which fall within the jurisdiction of the APNPDCL have been reassigned to the Eastern Power Distribution Company of Andhra Pradesh Limited (APEPDCL). Accordingly, distribution network of 7 mandals of the licensee were demerged and assigned to APEPDCL effective on the appointed date being 02.06.2014.

4. And whereas the applicant stated that the APERC has issued Reorganisation Regulation No. 3 of 2014 dated 26.05.2014, wherein it is stated that, "the area of supply of existing distribution and retail supply licensees shall deemed to be reassigned as per the provisions of the Andhra Pradesh Reorganisation Act, 2014 until amended or separate licenses are issued by the respective state Electricity Regulatory Commissions.

5. And whereas it has been stated by the applicant that consequent to the state reorganization, the applicant has been issued fresh certificate of incorporation by Ministry of Corporate Affairs changing the name of the company from APNPDCL to TSNPDCL.

6. And it has been brought to the notice of this Commission that the Government of Telangana (GoTS) has reorganized the districts for better administration and development of the areas comprised therein and for matters connected therewith as per the Telangana Districts Formation Act, 1974 and Telangana District Formation Rules, 2016. Pursuant to the said Act, the GoTS has issued G.O.s with Nos. 221 to 235 dated 11.10.2016 in respect of formation / reorganization of district, revenue divisions and mandals in the state of Telangana.

7. The applicant stated that in view of formation / reorganisation of districts, 5 districts that is Warangal, Khammam, Karimnagar, Nizamabad and Adilabad districts, which were under jurisdiction of TSNPDCL have been reorganized to 17 districts as shown below:

Warangal Urban, Warangal Rural, Jayashankar (Bhupalpalli), Jangoan, Mahabubabad, Karimnagar, Jagitial, Peddapalli, Rajanna (Sircilla), Khammam,

Bhadradri (Kothagudem), Nizamabad, Kamareddy, Adilabad, Mancherial, Nirmal and Komaram Bheem (Asifabad).

8. The applicant stated that in the above process, the following mandals of Karimnagar and Warangal falling under the area of operation of TSNPDCL are assigned to Southern Power Distribution Company of Telangana Limited (TSSPDCL).

Mandal Name	Earlier District (Discom)	New District (Discom)
Husnabad	Karimnagar (TSNPDCL)	Siddipet (TSSPDCL)
Akkannapet	Karimnagar (TSNPDCL)	Siddipet (TSSPDCL)
Koheda	Karimnagar (TSNPDCL)	Siddipet (TSSPDCL)
Bejjanki	Karimnagar (TSNPDCL)	Siddipet (TSSPDCL)
Cherial	Warangal (TSNPDCL)	Siddipet (TSSPDCL)
Komuravelli	Warangal (TSNPDCL)	Siddipet (TSSPDCL)
Maddur	Warangal (TSNPDCL)	Siddipet (TSSPDCL)

The following mandal of Nagonda falling under the area of operation of TSSPDCL is assigned to TSNPDCL.

Mandal Name	Earlier District (Discom)	New District (Discom)
Gundala	Nalgonda (TSSPDCL)	Jangaon (TSNPDCL)

9. The applicant stated that therefore, there is need to amend the licence of APNPDCL, now TSNPDCL. Hence this petition is filed to amend the distribution & retail supply license originally in the name of APNPDCL for incorporating the change of name from APNPDCL to TSNPDCL and amending the area of distribution and retail supply as shown below.

Warangal Urban, Warangal Rural, Jayashankar (Bhupalpalli), Jangoan, Mahabubabad, Karimnagar, Jagitial, Peddapalli, Rajanna (Sircilla), Khammam, Bhadradri (Kothagudem), Nizamabad, Kamareddy, Adilabad, Mancherial, Nirmal, Komaram Bheem (Asifabad) districts.

10 And whereas, the TSNPDCL has proposed and sought approval of amending the license on the following aspects.

“a. Consider and approve TSNPDCL’s request for amendment of distribution license (No. 14 of 2000), retrospectively to be effective from 11.10.2016 from the date of notification of formation and reorganization of new Districts in the following manner;

(i) Change the name of the distribution license from “Northern Power Distribution Company of Andhra Pradesh Ltd. (APNPDCL)” to “Northern Power Distribution Company of Telangana Limited (TSSPDCL).”

(ii) Amending the area of distribution and retail supply by deleting the Warangal, Khammam, Karimnagar, Nizamabad and Adilabad districts including cantonment, aerodrome, fortresses, arsenal, dockyard or camp or any building or place in occupation of Central Government for defence purposes and without however affecting the rights of any other Licensee or exemption holder, as the case may be, under Sections 15 or 16 of the Act” and by adding “Warangal Urban, Warangal Rural, Jayashankar (Bhupalpalli), Jangoan, Mahabubabad, Karimnagar, Jagitial, Peddapalli, Rajanna (Sircilla), Khammam, Bhadradri (Kothagudem), Nizamabad, Kamareddy, Adilabad, Mancherial, Nirmal, Komaram Bheem (Asifabad) districts including cantonment, aerodrome, fortresses, arsenal, dockyard or camp or any building or place in occupation of Central Government for defence purposes and without however affecting the rights of any other Licensee or exemption holder, as the case may be, under Section 14 of Electricity Act, 2003.”

11. And whereas the Commission notified the application of TSNPDCL by giving paper notification through the licensee itself and also placed the notification alongwith the application on its website inviting objections, comments and suggestions on 01.02.2017 by fixing the last date for filing the same as 28.02.2017. No comments and objections have been received by the Commission in respect of the application made by the licensee.

12. Considering the request of the licensee and noticing that there is no opposition to the amendment of the license and consequential handing over of the assets vice versa, as further informed by the licensee about not receiving any objection on the

issue, the Commission allows the licensee's application. Therefore, the Commission hereby modifies the license No. 14 of 2000 on the file of erstwhile APERC and amends the area of operation to be the area comprising Warangal Urban, Warangal Rural, Jayashankar (Bhupalpalli), Jangoan, Mahabubabad, Karimnagar, Jagitial, Peddapalli, Rajanna (Sircilla), Khammam, Bhadradi (Kothagudem), Nizamabad, Kamareddy, Adilabad, Mancheri, Nirmal and Komaram Bheem (Asifabad).

13. Further, the Commission allows the name of the license to be the Northern Power Distribution Company of Telangana State Limited (TSNPDCL) in place of the Northern Power Distribution Company of Andhra Pradesh Limited (APCPDCL).

14. Further, the Commission also allows licensee for taking over of assets relating to distribution and supply falling under the additional area of operation from M/s. Southern Power Distribution Company of Telangana State Limited (TSSPDCL), similarly handing over the assets falling in the area that is transferred to TSNPDCL.

15. Subject to the above mentioned amendments, the license issued by the erstwhile Andhra Pradesh Electricity Regulatory Commission in license No. 14 of 2000 dated 29.12.2000 will continue to operate as if the said license has been issued by this Commission for the remaining period of license.

16. For the foregoing reasons and discussions, the application is allowed to the extent indicated above.

This order is corrected and signed on this the 17th day of March, 2017.

Sd/-
(H. SRINIVASULU)
MEMBER

Sd/-
(ISMAIL ALI KHAN)
CHAIRMAN

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