



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

O. P. (SR) No. 14 of 2021
&
O. P. (SR) No. 15 of 2021

Dated 22.12.2021

Present

Sri T. Sriranga Rao, Chairman
Sri M. D. Manohar Raju, Member (Technical)
Sri Bandaru Krishnaiah, Member (Finance)

O. P. (SR) No. 14 of 2021

Between:

Northern Power Distribution Company of Telangana Limited,
H. No. # 2-5-31/2, Corporate Office, Vidyut Bhavan, Nakkalgutta,
Hanamkonda, Warangal – 506 001.

... Petitioner.

AND

-None-

... Respondent.

O. P. (SR) No. 15 of 2021

Between:

Sothern Power Distribution Company of Telangana Limited,
H. No. 6-1-50, 5th Floor, Mint Compound,
Hyderabad – 500 063.

... Petitioner.

AND

-None-

... Respondent.

These petitions came up for hearing on 20.12.2021 on maintainability. Sri A. Gopal Rao, CMD TSNPDCL for petitioner in O. P. (SR) No. 14 of 2021 and Sri G. Raghuma Reddy, CMD TSSPDCL for petitioner in O. P. (SR) No. 15 of 2021 are present, having been heard and having stood over for consideration to this day, the Commission passed the following:

COMMON ORDER

The distribution companies in the state of Telangana being the Northern Power Distribution Company of Telangana Limited (TSNPDCL) and Southern Power Distribution Company of Telangana Limited (TSSPDCL), who are licensees in the Telangana State, have filed petitions for determination of Aggregate Revenue Requirement (ARR) for FYs 2019-20, 2020-21 and 2021-22. They have sought the following prayers in the respective petitions.

TSNPDCL

- a. To condone the delay in filing the ARR petition for FY 2019-20, FY 2020-21 and FY 2021-22;
- b. To grant the opportunity to TSNPDCL to submit the tariff proposals at a later date;
- c. To grant suitable opportunity to TSNPDCL within a reasonable time frame to file additional material information that may be subsequently available; and
- d. To consider and approve TSNPDCL's ARR petition including all requested regulatory treatments in the filing.

TSSPDCL

- a. To condone the delay in filing the ARR petition for FY 2019-20, FY 2020-21 and FY 2021-22;
- b. To grant the opportunity to TSSPDCL to submit the tariff proposals at a later date;
- c. To grant suitable opportunity to TSSPDCL within a reasonable time frame to file additional material information that may be subsequently available; and
- d. To consider and approve TSSPDCL's ARR petition including all requested regulatory treatments in the filing.

2. The Commission in its letter dated 05.05.2021 had addressed a letter to the licensees for Filing for Proposed Tariff (FPT) for FY 2021-22. It is stated therein as below:

“”

2 *The Commission is in receipt of the proposed ARR for FY 2021–22 from you in the reference cited above. However, you have not filed along with it the ‘Filing for Proposed Tariffs’.*

3 *The Commission directed me to inform you that ARR will be taken on file of the Commission and considered for numbering on and only after Filing of Proposed Tariffs from which date the period of 120 days will be reckoned....”*

3. The Commission notices that as there is no filing with regard to the proposed tariff is made by the licensees, the present filings insofar as ARR for FYs 2019-20, 2020-21 and 2021-22 have been scheduled for hearing at admission stage by posting the same to 20.12.2021.

4. The Commission heard the submissions of the representatives of the licensees. It has perused the relevant regulation applicable in these cases. In the Regulation No.4 of 2005 being “*Terms and Conditions for Determination of Tariff for Wheeling and Retail Sale of Electricity*” as adopted by the Commission in Regulation No.1 of 2014, the following provisions are relevant:

“3.4 *The ARR determined for Retail Supply Business will be the basis for the fixation of the Tariff / Charges for retail sale of electricity including surcharges.”*

“6.1 *Every Distribution Licensee shall file for each of its licensed business an application for approval of its Aggregate Revenue Requirement (ARR) for each year of the Control Period, not less than 120 days before the commencement of the first year of the Control Period. This filing shall be in such form and in such manner as specified in accordance with the Guidelines issued by the Commission.”*

“7.1 *The FPT for Distribution business and Retail Supply business shall be filed along with the respective ARR filings.”*

5. As the licensees have not filed the proposals along with FPT within the stipulated period as specified in the Regulation No.4 of 2005, as there is less than 120 days in filing them for consideration. The Commission is unable to proceed with the filings in the present form on account of noncompliance of Regulation.

6. In these circumstances, the Commission deems it appropriate to decline from entertaining the ARR Petitions mainly for the reason that the time period for which they were sought was already lapsed. Hence, they are refused.

This order is corrected and signed on this the 22nd day of December, 2021.

Sd/- (BANDARU KRISHNAIAH) MEMBER	Sd/- (M.D.MANO HAR RAJU) MEMBER	Sd/- (T.SRIRANGA RAO) CHAIRMAN
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