



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

**I. A. No. 3 of 2019**  
**in**  
**O. P. Nos. 21 & 22 of 2017**

**Dated 31.03.2022**

**Present**

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

Between:

1. Southern Power Distribution Company of Telangana Limited,  
Corporate Office, # 6-1-50, Mint Compound,  
Hyderabad – 500 063.
2. Northern Power Distribution Company of Telangana Limited,  
Corporate Office, H.No.2-5-31/2, Vidyut Bhavan,  
Nakkalagutta, Hanamkonda, Warangal – 506 001.

... Applicants.

AND

- None -

... Respondent.

The application having stood over for consideration to this day, the Commission passed the following:

**ORDER**

The distribution companies of Telangana (TSDISCOMs) (applicants) have filed an application under Section 94(2) of the Electricity Act, 2003 (Act, 2003) seeking extension of the application of the retail supply tariff, cross subsidy surcharge and additional surcharge for the year 2019-20 upon expiry of the earlier tariff order on 31.03.2019.

2. The applicants sought the following prayer in the application:  
“Hence, TSDISCOMs pray that the Commission may be pleased to pass such interim orders that the existing retail supply tariffs, cross subsidy surcharge and additional surcharge of FY 2018-19 shall continue from 01.04.2019 until issue of retail supply tariff, cross subsidy surcharge and additional surcharge orders for the year 2019-20.

3. The Commission on an ad-interim measure passed an interim order dated 06.11.2019 that the retail supply tariff, cross subsidy surcharge and additional surcharge as applicable on 31.03.2019 as per order dated 27.03.2018 are applicable and to be levied and collected pending disposal of this application finally and observed as below:

“3. We have examined and considered the application filed by TSDISCOMs. We are of the view that the retail supply tariff, cross subsidy surcharge and additional surcharge has to be levied until the TSDISCOMs file a regular petition for determination of fresh retail supply tariff, cross subsidy surcharge and additional surcharge. Therefore, the present interlocutory application is being considered for passing appropriate orders. It may be appropriate at this stage to state that an order on ad-interim measure subject to the final disposal of the application along with the regular petition for fresh retail supply tariff, cross subsidy surcharge and additional surcharge can be passed to meet the ends of justice for the present.

... ..

5. In the present circumstances, we deem it appropriate to pass an interim order in this application on an ad-interim measure that the retail supply tariff, cross subsidy surcharge and additional surcharge as existing as on 31.03.2019 is applicable and to be levied and collected.

6. Accordingly, the retail supply tariff, cross subsidy surcharge and additional surcharge as applicable on 31.03.2019 as per order dated 27.03.2018 are applicable and can be levied pending disposal of this application finally. The TSDISCOMs are directed to file the regular petition for determination of fresh retail supply tariff, cross subsidy surcharge and additional surcharge for FY 2019-20 immediately.”

4. Subsequently, the TSDISCOMs have filed proposals for aggregate revenue requirement for FY 2019-20 in April, 2021. The said petition was not accompanied by Filing for Proposed Tariff (FPT) in terms of Regulation No.4 of 2005 and also did not come to be filed, despite giving time for doing so. As such, the Commission had disposed of the said petition at SR stage by order dated 22.12.2021. It has been observed as below:

“ ... ..

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.”

5. In view of the non-filing of tariff proposals for retail supply, there is no final determination of tariff for retail supply for the relevant year and the period has already worked out itself. Further, the Commission in its order dated 24.12.2021 has determined Additional Surcharge for H2 of FY 2021-22 and by order dated 24.03.2022 has determined the retail supply tariff and cross subsidy surcharge for FY 2022-23. Accordingly, nothing survives in this application and no further orders are required. Therefore, the application is closed.

**This order is corrected and signed on this the 31<sup>st</sup> day of March, 2022.**

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

**//CERTIFIED COPY//**