

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION

SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

Petition No. 05 of 2024**Date of Hearing: 21.08.2024****Date of Order: 23.08.2024**

Petition under Section 86 (1)(b) and 86 (1) (f) of the Electricity Act, 2003 read with Article 12 of the Power Purchase Agreement (PPAs) dated 05.01.2001 and as amended on 16.03.2004 executed between Punjab State Power Corporation Ltd. (PSPCL) and M/s Punjab Hydro Power Private Limited (PHPPL) seeking appropriate direction for execution of a supplementary PPA; AND/OR issuance of appropriate directions for allowing intra-state and Inter-state open access to M/s Punjab Hydro Power Private Limited for sale and supply of power within or outside the State of Punjab.

AND

In the Matter of : M/s Punjab Hydro Power Private Limited (PHPPL), Through its Authorized signatory having its registered office at B-37, IIIrd Floor, Sector-1, Noida, Gautam Buddha Nagar-201301 Uttar Pradesh.

.....Petitioner

1. Punjab State Power Corporation Limited Through its Chief Engineer, NRSE & Thermal Design Shakti Vihar, SE/Electrical, T-4, Thermal Design Complex, PSPCL, Patiala-147001, Punjab.
2. Punjab Energy Development Agency, Through its Director, Plot No. 1-2, Sector 33-D, Chandigarh (U.T.)-160034.
3. Punjab State Load Dispatch Centre, Through its Superintending Engineer/Open Access, SLDC Building, 220 kV Sub Station Ablowal, Patiala-147004, Punjab.

....Respondents

And

Petition No. 30 of 2024

Petition under section 86 (1)(b), 86(1)(f) and (86)(1)(k) of the Electricity Act, 2003 read with Article 12 of the Power Purchase Agreement (PPAs) dated 12.12.2001 and as amended on 16.03.2004 executed between Punjab State Power Corporation Limited (PSPCL) and M/s Kotla Hydro Power Private Limited (KHPPL) seeking appropriate direction for execution of a supplementary PPA; AND / OR issuance of appropriate directions for allowing intra-state and inter-state open access to M/s Kotla Hydro Power Private Limited for sale and supply of power within or outside the State of Punjab.

And

In the matter of: M/s Kotla Hydro Power Private Limited, Through its Authorized Signatory Having its office at B-37, IIIrd Floor, Sector-1, Noida, Gautam Buddha Nagar- 201301 Uttar Pradesh.

Versus

1. Punjab State Power Corporation Limited (PSPCL), Through its Chief engineer, NRSE & Thermal Design Shakti Vihar, SE/ ELECTRICAL, T-4, Thermal Design Complex, PSPCL, Patiala- 147001, Punjab.
2. Punjab Energy Development Agency (PEDA), Through its Director Plot No. 1-2, Sector 33D, Chandigarh (U.T.)-160034.
3. Punjab State Load Dispatch Centre (PSLDC), Through its Superintending Engineer/ Open Access SLDC Building, 220kV Sub Station Ablowal, Patiala-147004, Punjab.

...Respondents

Commission: Sh. Viswajeet Khanna, Chairperson
Sh. Paramjeet Singh, Member

Hydro Power Ltd. Sh. Neeraj Kumar, Sr. Advocate
Sh. Nishant Kumar, Advocate
Sh. Pramod Kumar Arora, AR

Kotla Power Ltd. Sh. Neeraj Malhotra, Senior Advocate
Sh. Nishant Kumar, Advocate
Sh. Pramod Kumar Arora, AR

PSPCL: Ms. Poorva Saigal, Advocate (through VC)
Ms. Pallavi Saigal, Advocate (through VC)
Ms. Harmohan Kaur, CE/ARR&TR
Sh. Ashish Bansal, Sr.Xen/Hydel
Sh. Ashwani Kumar, Dy.CE/Electrical
Sh. Harjeet Singh, ASE/TR-5

PEDA: Sh. Aditya Grover, Advocate (through VC)

PSLDC: Sh. Vikrant Sharma, Advocate
Sh. Rajan Sharma, Sr.Xen/Open Access

ORDER

As the facts and the issue involved in Petition No. 05 of 2024 and 30 of 2024 are similar, petition No. 30 of 2024 is clubbed with Petition No. 05 of 2024. The Petitions were taken up for hearing. The petitioner has filed rejoinder to the reply(s) filed by the respondents in petition no. 05 of 2024. PSPCL has filed its reply in Petition No. 30 of 2024 and the petitioner has filed rejoinder thereto. The Ld. Counsel for the other respondents in petition no. 30 of 2024 has submitted that the reply filed in petition no. 05 of 2024 may be read as reply in petition no. 30 of 2024.

The Ld. Counsel for the parties have argued the matter and after hearing the parties order is reserved. The Ld. Counsel for the parties requested for time to file written submissions. The same may be filed within two weeks with a copy to each other (through hard & soft copy).

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: 23.08.2024