

**PUNJAB STATE ELECTRICITY REGULATORY COMMISSION**  
**SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH**

**Petition No. 59 of 2024**  
**Alongwith IA No. 05 of 2025**  
**Date of Hearing: 23.04.2025**  
**Date of Order: 24.04.2025**

Petition under Section 86 (1) (a) (b) of the Electricity Act, 2003 read with rule 10 of the PSERC (Conduct of Business) Regulations, 2005, read with clause 2.1.1 (i) of Power Purchase Agreement dated 19.02.2004 (amended vide amendment II dated 26.08.2013) for determination of tariff for the 6MW Biomass based power plant of the petitioner located at village Gulabewala, Tehsil Mukatsar, District Mukatsar, Punjab.

In the matter of: M/s Malwa Power Pvt. Ltd. Registered office Unit No. 1, Prithla, Tatarpur Road, Village Tatarpur, District Palwal through its authorized Signatory B.S Jangara, Head Power Division of the Company.

.....Petitioner

Versus

1. Punjab State Power Corporation Ltd, through its Chairman-cum- Managing Director, the Mall, Patiala.
2. Punjab Energy Development Agency (PEDA) through its Director, Solar Passive Complex, Plot No. 1 & 2, Sector 33-D, Chandigarh.

...Respondents.

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

Petitioner: Sh. Tajender Joshi, Advocate  
Sh. B.S Jangra

PSPCL: Sh. Anand K Ganesan, Advocate (through VC)  
Sh. Harjeet Singh, ASE/TR-5  
Sh. Hardeep Singh, Sr.Xen/Biomass

PEDA: Sh. Amandeep Singh Jattana (through VC)

**ORDER**

The petition was taken up for hearing. Vide order dated 17.04.2025, the petition was admitted and PSPCL and PEDA were directed to file their replies on merits within one week. PSPCL has filed its reply vide memo no. 5677 dated 22.01.2025. PEDA is granted one more opportunity to file its reply within two weeks. The petitioner may file rejoinder to the replies filed by the respondents within one week thereafter with a copy to the respondents (through hard & soft copy).

The petitioner has also filed an IA submitting that the term of the PPA dated 19.02.2004 would come to an end on 26.04.2025 and thereafter PSPCL may stop taking power from the power project of the petitioner which would cause an irreparable loss to the petitioner. The

petitioner has requested the Commission to issue directions to PSPCL to accept power generated from its project at the last escalated tariff till the decision of the petition. The Ld. Counsel appearing for PSPCL has submitted that the PPA dated 19.02.2004 is valid only upto 26.04.2025 and expires immediately thereafter. Mutual consent has not been arrived at between the parties for further extension of the PPA however, PSPCL in response to the letter of the petitioner granted conditional consent for the extension of the PPA subject to the condition that the tariff would be fixed at Rs. 3.50 per unit. After hearing the Ld. Counsel for the parties and keeping in view the facts of the case it would be appropriate that PSPCL continues to purchase power from the project of the petitioner at the rate of Rs. 3.50 per unit pending the final decision in the petition. The IA No. 05 of 2025 stands disposed of accordingly.

The petition shall be taken up for hearing on 28.05.2025 at 11.30 AM.

Sd/-  
(Paramjeet Singh)  
Member

Sd/-  
(Viswajeet Khanna)  
Chairperson

Chandigarh  
Dated: **24.04.2025**