



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION  
LUCKNOW**

**Petition No. 2115 of 2024**

**QUORUM**

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

**IN THE MATTER OF**

Petition under section 86(1)(f) and 86(1)(e) of the Electricity Act, 2003 and Regulation 31 (a)(ii) of the Uttar Pradesh Electricity Regulatory commission (Captive and Renewable Energy Generating Plants) Regulation, 2019 for appropriate direction(s) to the Respondents to allow banking up to 100% of the energy generated.

**AND**

**IN THE MATTER OF**

**Avaada Indsolar Private Ltd.,**

C-11, Sector 65, Gautam Buddha Nagar, Noida, Uttar Pradesh-201301.

..... Petitioner

**VERSUS**

**1. Uttar Pradesh Power Corporation Limited,**

(Through its Managing Director) Shakti Bhawan 14 Ashok Marg, Lucknow, Uttar Pradesh-226001.

**2. Dakshinanchal Vidyut Vitran Nigam Limited,**

(Through its Managing Director) Urja Bhawan, 220 KV Sub Station, Bypass Road, Sikandra, Agra, Uttar Pradesh - 282007.

**3. Madhyanchal Vidyut Vitran Nigam Limited,**

(Through its Managing Director) 4A, Gokhale Marg, Block I, Gokhale Vihar, Butler Colony, Lucknow, Uttar Pradesh - 226001.

**4. Paschimanchal Vidyut Vitran Nigam Limited,**

(Through its Managing Director) Urja bhawan, Victoria Park, Meerut, Uttar Pradesh-250001.

**5. Purvanchal Vidyut Vitaran Nigam Limited,**

by





(Through its Managing Director) DLW Bhikharipur, Varanasi, Uttar Pradesh – 221004.

**6. Kanpur Electricity Supply Company Ltd.,**

(Through its Managing Director) Kesa House, 14/71 Civil Lines, Kanpur-208001.

**7. Uttar Pradesh State Load Despatch Centre,**

(Through its Director) Phase II, Vibhuti Khand, Lucknow, Uttar Pradesh – 226010.

..... Respondents

**THE FOLLOWING WERE PRESENT**

1. Shri Deepak Raizada, CE, UPPCL
2. Shri Rakesh Kumar Suman, EE, UPSLDC
3. Shri Abhishek Verma, AE, UPSLDC
4. Shri Aditya K Singh, Advocate, UPPCL
5. Shri Vishal Binod, Advocate, Petitioner

**ORDER**

**(DATE OF HEARING: 27.02.2025)**

1. Avaada Indsolar Private Limited has filed the Petition seeking directions to UPPCL for execution of Banking Agreement(s) with AIPL for banking up to 100% of the energy generated from its 70 MW captive solar power plant at Village Alona, District Banda, Uttar Pradesh, and for payment of compensation for any energy lapsed on account of UPPCL's delay in executing the Banking Agreement(s).
2. In the Order dated 10.02.2025, the Commission had granted the Petitioner one last opportunity to make submission in the matter. During the present hearing, the counsel for the Petitioner apprised the Commission that they had approached UPPCL for the execution of the banking agreement and UPPCL has agreed to enter into an agreement for banking up to 25% of the energy generated. Therefore, the Petitioner requested the Commission to dispose of the matter subject to execution of aforementioned banking agreement between the parties. The counsel for the Petitioner also requested the Commission to issue directions to UPPCL for entering into the agreement with the Petitioner.





3. The Commission observed that the prayer has been made to direct UPPCL to enter into an agreement for allowing 100% banking. The Commission had already observed in its Order dated 10.02.2025, that post Order dated 30.08.2024 by Hon'ble APTEL in the matter of M/s Inox (Appeal No. 308 of 2024 in Petition No. 1994 of 2023), it is amply clear that relief sought in the present Petition cannot be granted.
4. Further, the direction to UPPCL for entering into banking agreement for 25% of energy generation cannot be granted in this Petition, which prays for 100% banking, that too when Petitioner has not been able to demonstrate before the Commission any refusal on part of UPPCL to sign the banking agreement for 25% of the energy generation.
5. In view of the above, the Petition is disallowed.

**(Sanjay Kumar Singh)**

**Member**

**(Arvind Kumar)**

**Chairman**

Place: Lucknow

Dated: 12.03.2025



