



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.

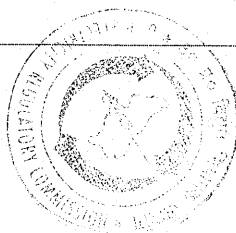
3. Madhyanchal Vidyut Vitran Nigam Limited,

(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.

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5. **Purvanchal Vidyut Vitaran Nigam Limited,**
(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 S.D. Mishra, EE, UPSLDC
2. Shri Aditya Kumar Singh, Advocate, UPPCL
3. Shri Sagnik Maitra, Advocate, Petitioner

ORDER

(DATE OF HEARING: 24.12.2024)

1. Avaada Indsolar Private Limited had filed this 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. The Commission, during the previous hearing on 05.11.2024, had enquired from the counsel of the Petitioner if they were aware of the Order dated 30.08.2024, in the matter of M/s Inox (Appeal No.308 of 2024 in the Petition No. 1994 of 2023) wherein, Hon'ble APTEL had set aside the Order dated 11.03.2024 observing that it required an agreement between the RE generating plant and the distribution licensee for banking of power upto 100%, and also that it was impermissible either for the generator or for the Commission to insist on the distribution licensee banking such quantum of energy to which it had not agreed to. In response to the above, the counsel of the Petitioner had sought time to seek directions from its client and the Commission had granted the same.

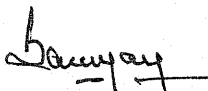
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3. During the present hearing, the Petitioner sought an adjournment of the proceedings submitting that the arguing counsel was currently confronting a personal exigency on the newly scheduled date, thereby imploring the Commission's indulgence for a brief deferment.
4. The Commission provides one more opportunity to the Petitioner, to pursue the matter, before dismissing it in limine.
5. The next date of hearing is scheduled on 23.01.2025.


(Sanjay Kumar Singh)
Member


(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 12.2024
02/01/2025

