



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Petition No. 2130 of 2024**

**QUORUM**

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

**IN THE MATTER OF**

Petition under Regulation 20(2)(ii) of the UPERC (Terms and Conditions for Generation Tariff) Regulations, 2019 read with Article 13 of the long-term Power Purchase Agreement dated 26.09.2014 entered into between the Petitioner and the Respondent, Noida Power Company Limited, seeking an approval of the additional Capital Expenditure incurred on account of installation of De-NOx System for Unit 2 necessitated by a 'Change in Law' event i.e. Environment (Protection) Amendment Rules, 2015 dated 07.12.2015, Environment (Protection) Amendment Rules, 2018 dated 28.06.2018, Environment (Protection) Amendment Rules, 2020, and Environment (Protection) Amendment Rules, 2021 and Environment (Protection) Amendment Rules, 2022 issued by the Ministry of Environment, Forest and Climate Change read with the letter dated 01.10.2021 issued by Maharashtra Pollution Control Board and the approval of the incremental Tariff on account of the above.

**AND**

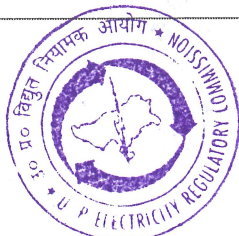
**IN THE MATTER OF**

**Dhariwal Infrastructure Ltd. (DIL)**

CESC House, Chowringhee Square, Kolkata – 700001, West Bengal

..... **Petitioner**

*by*



*m*



## VERSUS

### **Noida Power Company Ltd. (NPCL)**

Electric Sub-station, Knowledge Park-IV, Gr. Noida, Gautam Buddha Nagar, Uttar Pradesh, Pin- 201301

..... Respondent

### **THE FOLLOWING WERE PRESENT**

1. Ms. Shikha Ohri, Advocate, DIL
2. Ms. Divya Chaturvedi, Advocate, NPCL
3. Ms. Srishti Rai, Advocate, NPCL
4. Shri Abhishek Anand, Client Representative, NPCL
5. Shri Ankur Dutt, Client Representative, NPCL

### **ORDER**

**(DATE OF HEARING: 25.02.2025)**

1. During the hearing, Ms. Shikha Ohri, Counsel for the petitioner (DIL), submitted that they have received NPCL's reply the previous day and requested the Commission to allow some additional time to file their rejoinder. The Commission enquired from the petitioner regarding status of petition filed by them before CERC for approval of final capital cost and determination of tariff. In response, Ms Ohri submitted that DIL has already obtained approval for 'Change in Law event' from CERC for the PPA with TANGEDCO, and the next hearing was scheduled on 19.03.2025.
2. The Commission directed the Petitioner to submit status of NOx emission levels pre and post installation of the De-NOx system.

The matter is listed for next hearing on 03.04.2025.

  
**(Sanjay Kumar Singh)**  
Member

  
**(Arvind Kumar)**  
Chairman

Place: Lucknow

Dated: 04.03.2025

