



**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Petition No. 2183 of 2025**

**QUORUM**

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

**IN THE MATTER OF**

Petition under Section 63 and 86(1)(b) & (e) of the Electricity Act, 2003 for adoption of tariff and approval of PPA for Long-Term procurement of 300MW ISTS connected Wind-Solar Hybrid Power Project under Tariff Based Competitive Bidding for meeting Renewable Purchase Obligation (RPO) as per applicable regulations, which has been discovered through a transparent process by way of a competitive bidding conducted in terms of the Guidelines for Tariff Based Competitive Bidding Process (TBCB) for procurement of Power from Grid Connected Wind Solar Hybrid Projects dated 21.08.2023 issued by Ministry of Power.

**AND**

**IN THE MATTER OF**

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

Plot No. ESS, Knowledge Park – IV,

Greater Noida – 201310 Uttar Pradesh

..... Petitioner

**Versus**

**1. M/s. Purvah Green Power Pvt. Ltd. (PGPPL),**

2A, Lord Sinha Road, First Floor, Kolkata-700071, West Bengal

**2. Deshraj Solar Energy Pvt. Ltd. (DSEPL),**

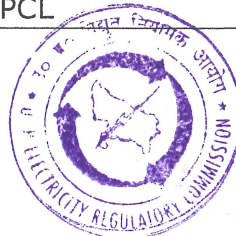
Plot No. 51-52, Phase-4, Udyog Vihar, Gurugram, Haryana

..... Respondent(s)

**FOLLOWING WERE PRESENT**

1. Sh. Parinay Deep Shah, Advocate, PGPPL
2. Ms. Divya Chaturvedi, Advocate, NPCL

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3. Ms. Srishti Rai, Advocate, NPCL
4. Sh. Abhishek Anand, NPCL
5. Sh. Ankur Dutt, NPCL
6. Sh. Rama Shanker Awasthi, Consumer

### ORDER

**(DATE OF HEARING: 25.02.2025)**

1. The Petitioner, NPCL has filed this Petition seeking approval for PPA for long-term procurement of 300MW grid connected Wind-Solar Hybrid Power Project discovered under TBCB process. The prayers of the Petitioner are as follows:
  - a) Approve the procurement of 300MW Wind Solar Hybrid Power from ISTS-Connected Renewable Energy Power on long-term basis i.e., for 25 years.
  - b) Adopt the tariff as mentioned in Table- 5 for procurement of 300 MW Power from M/s Purvah Green Power Private Limited in view of the Section 63 of the Electricity Act, 2003 read with Guidelines for Tariff Based Competitive Bidding Process for Procurement of Power from Grid Connected Wind Solar Hybrid Projects dated 21.08.2023 to supply reliable power to its consumers.
  - c) Allow the Petitioner to file the signed PPA by way of Additional Submissions for the approval of the said PPA in terms of the Guidelines for Tariff Based Competitive Bidding Process for Procurement of Power from Grid Connected Wind Solar Hybrid Projects dated 21.08.2023.
  - d) Grant Liberty to the Petitioner to add further Prayer(s) with the permission of this Commission; and
  - e) Pass any other order(s) as this Commission may deem fit in the facts and circumstances of the case.
2. During the hearing today, Counsel of NPCL submitted that instant Petition was filed seeking approval of PPA and adoption of tariff for procurement of 300MW Wind-Solar Hybrid power on long-term basis under Section 63 of the Electricity Act, 2003. She further submitted that this hybrid power would be sourced from Wind power project

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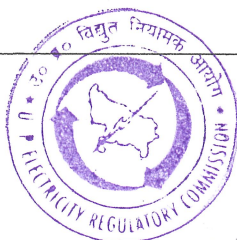




located in Andhra Pradesh whereas Solar Power project located in Rajasthan. On specific query of the Commission regarding prayer (d) herein, she apologised for the error made.

3. Further, she submitted that subsequent to the in-principal approval of the long-term power procurement to the NPCL vide Commission's Order dated 06.03.2024 in Petition No. 1526/2019, NPCL decided to procure hybrid power considering advantage of higher CUF i.e., 48%. In this regard, NPCL sought approval of Government of Uttar Pradesh for deviation in clause 6.2.4 of the Ministry of Power Guidelines dated 21.08.2023, i.e., 100% allocation of the requisitioned quantum to a single bidder in order to fetch competitive rate. On 22.08.2024, Government of Uttar Pradesh granted its approval on the deviation sought by NPCL. Thereafter, NPCL floated its tender on 08.11.2024, wherein, three bidders (i.e., Torrent power, Purvah Green power, Purshotam profile) participated. Purvah Green power has been selected as successful bidder. Further, she added that it has been disclosed in the Petition that Purvah Green power Pvt. Ltd. is a sister concern of NPCL.
4. On specific query of the Commission regarding complete copy of Bid Evaluation Committee report, counsel of NPCL sought two weeks' time to file the same. She submitted that instant bidding was conducted as per Standard Bidding Documents and there was no other deviation apart from already approved by the Government of Uttar Pradesh vide its Order dated 22.08.2024. On specific query of the Commission regarding reason for signing the PPA with Deshraj Solar Energy and not with Purvah Green power, she responded that Deshraj Solar Energy, a Special Purpose Vehicle, was also a subsidiary company of Purvah Green Power and it is for this reason that NPCL impleaded Deshraj Solar Energy in the matter, as per the provisions of the Guidelines.
5. Sh. Rama Shanker Awasthi filed an impleadment (intervening) application in the matter. On specific query of the Commission regarding reasons for allowing intervening application, Sh. Awasthi responded that being a consumer of the electricity and to bring transparency in the evaluation process of this competitive bidding tender as the successful bidder is a sister concern company of NPCL. It may contribute some details/facts, which might help the Commission in evaluating whether the bid has been

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carried out with complete transparency or not. Counsel of NPCL and PGPPL objected to the intervening application of Sh. Rama Shanker Awasthi.

6. After hearing the parties, the Commission allowed NPCL and PGPPL to file their response to the intervening application of Sh. Rama Shanker Awasthi. The Commission allowed impleadment of Deshraj Solar Energy Pvt. Ltd. as a Respondent in the matter. Further, the Commission directed NPCL to furnish the following within three weeks:

- (a) Complete copy of the Bid Evaluation Committee report along with annexures and supporting documents, if any.
- (b) Copy of Standard Bidding Documents used in the preparation of instant Bidding documents and justification for the deviations, if any.
- (c) Certificate of incorporation of Deshraj Solar Energy Pvt. Ltd. issued by Ministry of Corporate Affairs.
- (d) Details of acquisition of Deshraj Solar Energy Pvt. Ltd. by Purvah Green power Pvt. Ltd. along with supporting documents.
- (e) Detailed status of Wind Power Project and Solar Power Project of Deshraj Solar Energy Pvt. Ltd. located at Andhra Pradesh and Rajasthan respectively.
- (f) Justification for procuring Wind-Solar hybrid power instead of Firm and Dispatchable Renewable Energy (FDRE) or Round the Clock Power.

List the matter for next hearing on 27.03.2025.

**(Sanjay Kumar Singh)**

**Member**

**(Arvind Kumar)**

**Chairman**

Place: Lucknow

Dated: 03 / 03 / 2025

