

**BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY  
COMMISSION SHIMLA**

**Petition No: 12 of 2022**

Instituted on: 08.03.2022

Heard on: 22.03.2022

Decided on: **28.03.2022**

In the matter of:-

The HP State Electricity Board Ltd.  
through Chief Engineer (SO),  
Vidyut Bhawan, Shimla-171004

.....**Joint Petitioner No.1**

**AND**

The Bhutti Weavers Co-operative Society Ltd.  
Village Bhutti Colony, PO Shamshi,  
Tehsil Bhuntar, Distt. Kullu-176215

.....**Joint Petitioner No.2**

**CORAM**

DEVENDRA KUMAR SHARMA  
**CHAIRMAN**

BHANU PRATAP SINGH  
**MEMBER**

YASHWANT SINGH CHO GAL  
**MEMBER (Law)**

**Joint Petition for approval of Supplementary Power Purchase Agreement (SPPA) due to change in DPR in respect of Bhutti Weavers Cooperative Society Ltd. Solar PV Project (250 kW) under Section 86(1)(b) of the Electricity Act, 2003,**

Present:-

Sh. Kamlesh Saklani, Authorised Representative for Joint Petitioner No.1.

Sh. Ashok Kumar, Ld. Counsel for Joint Petitioner No.2.

**ORDER**

The present Joint Petition has been filed by the Himachal Pradesh State Electricity Board Ltd. and Bhutti Weavers Cooperative Society Ltd. for the approval of Supplementary Power Purchase Agreement (SPPA) under Section 86(1)(b) of the Electricity Act, 2003, read with Regulations 50 and 50-A of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005 in respect of Bhutti Weavers Cooperative Society Ltd Solar PV Project (250 kWp) situated in Distt. Kullu, Himachal Pradesh (Project for short).

2. As per the Petition, the Company has revised the Detailed Project Report (DPR) of the Project by changing certain parameters without altering the installed capacity of the Project with the approval of the HIMURJA conveyed vide letter dated 20.12.2021 (Annexure S2-IV). As per the Petitioners, the revised DPR is required be made part of the PPA dated 26.02.2021 which has been signed with the prior approval of the Commission in Petition No. 61 of 2020. Since the installed capacity of the Project has remained the same and only the revised DPR is required to be incorporated in the PPA, there are merits in Petition which is accordingly allowed. The SPPA is allowed to be executed subject to be conditions that Clauses 2.2.13 and 2.2.56 i.e. definitions of 'Company' and 'Project' respectively of the executed Power Purchase Agreement dated 26.02.2021 shall be updated/modified on account of revised DPR.

3. Other terms and conditions of the Supplementary Power Purchase Agreement dated 26.02.2021 shall be subject to provisions of the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources Terms & Conditions for the Tariff Determination) Regulations, 2017, Commission's Order dated 20.01.2020 for determination of generic levellised tariffs for Solar PV projects for the last six months of FY 2019-20 (i.e. 1st October, 2019 to 31st March, 2020) issued under the said Regulations, Power Purchase Agreement dated 26.02.2021 and Supplementary Power Purchase Agreement dated 20.07.2021.

4. The Petitioners are directed to execute the Supplementary Power Purchase Agreement accordingly within a period of 30 days from the date of this order and three copies of the executed Supplementary Power Purchase Agreement be submitted to the Commission for record.

It is so ordered.

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| <b>-Sd-</b><br><b>(Yashwant Singh Chogal)</b><br><b>Member(Law)</b> | <b>-Sd-</b><br><b>(Bhanu Pratap Singh)</b><br><b>Member</b> | <b>-Sd-</b><br><b>(Devendra Kumar Sharma)</b><br><b>Chairman</b> |
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