

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

**Petition No: 11 of 2022**

Instituted on: 02.03.2022

Heard on: 10.03.2022

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**

M/s DLI Power (India) Pvt. Ltd.,  
6, Shiv-Wastu, Tejpal Scheme, Road No.5,  
Vile Parle (East), Mumbai-400057

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

**CORAM**

DEVENDRA KUMAR SHARMA  
**CHAIRMAN**

BHANU PRATAP SINGH  
**MEMBER**

YASHWANT SINGH CHOGAL  
**MEMBER (Law)**

**Joint Petition for approval of Supplementary Power Purchase Agreement (Short-Term)  
in respect of Raura HEP (12.00MW) under Section 86(1)(b) of the Electricity Act, 2003.**

Present: -

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

Sh. V.S.V.A Rao, Authorised Representative for Joint Petitioner No.2.

**ORDER**

This joint Petition has been filed 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 by the Himachal Pradesh State Electricity Board Ltd. and M/s DLI Power (India) Private Limited for approval of Short-term Supplementary Power Purchase Agreement under REC mechanism (SPPA in short) for a period upto 31.03.2023 in respect of Raura Hydro Electric Project (12.00MW) situated in Distt. Kinnaur, Himachal Pradesh (Project for short).

2. A Petition No. 60 of 2019 had been filed earlier which was allowed on 24.06.2019 according approval to sign Short-term PPA under REC mechanism. Accordingly, both the parties signed the Short-term PPA for one year on 25.07.2019 till 31.03.2020 which has been further extended upto 31.03.2022 pursuant to order in Petition No. 75 of 2020.

3. The Commission under Sub-section (1)(b) of Section 86 of the Electricity Act, 2003 is empowered for according extension to the executed Power Purchase Agreement (PPA in short) under REC Mechanism. The Petitioners have jointly agreed to extend the terms and conditions of the Power Purchase Agreement dated 25.07.2019 extended upto 31.03.2022 pursuant to order in Petition No. 75 of 2020 for further period upto 31.03.2023 by signing the Short-term PPA. Therefore, keeping in view the prayer made, the Commission accords its approval for extension of the PPA dated 25.07.2019 under REC mechanism for a further period upto 31.03.2023 subject to the following conditions:-

(i) Clause 6.2 of the executed PPA dated 25.07.2019 shall be substituted with the following, namely.-

“The HPSEBL shall pay for the Net saleable Energy delivered and sold to it at the Interconnection Point by the Company under REC Mechanism at APPC rate determined by the Commission for FY 2021-22 as an interim rate.”

(ii) This interim rate shall be subject to further adjustment with the rate as may be specified/fixed by the Commission for FY 2022-23 for sale/purchase of power under REC mechanism for Small Hydro Power Projects.

(iii) The Petitioners shall approach the Commission within 15 days of Order of the Commission referred as item (ii) of this para for applicability of tariff to the project for FY 2022-23 under REC mechanism.

4. The other terms and conditions of the Supplementary Power Purchase Agreement (SPPA) to be executed shall be subject to provisions of the applicable Central Electricity Regulatory Commission Regulations, procedure for registration of Renewable Energy Generation Project by Central Agency, Procedure/Guidelines for accreditation of Renewable Energy Generation Project

for REC Mechanism by State Agency, HPERC(Renewable Power Purchase Obligation and its Compliance) Regulations, 2010 and Commission's order dated 24<sup>th</sup> June, 2019 in Petition No. 60 of 2019, order dated 18.03.2020 in Petition No.15 of 2020 and order dated 09.10.2020 in Petition No. 75 of 2020.

5. The Petitioners are directed to execute the Supplementary Power Purchase Agreement under REC mechanism accordingly within a period of 30 days from the date of this order. Three copies of the executed Supplementary Power Purchase Agreement be submitted to the Commission for record.

It is so ordered.

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