

BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION
Vidyut Aayog Bhawan, Block No. 37, SDA Complex, Kasumpti, Shimla

Petition No. 18 of 2022
Instituted on 17.03.2022
Heard on 22.03.2022
Decided on 23.03.2022

In the matter of:-

The Himachal Pradesh State Electricity Board Ltd.,
Vidyut Bhawan, Shimla-171004. **Joint Petitioner No. 1**

AND

M/s Prodigy Hydro Pvt. Ltd.,
Regd. Office at #44, 2nd Cross,
Parvathi Nagar, Ballari-583103. **Joint Petitioner No. 2**

CORAM

DEVENDRA KUMAR SHARMA

CHAIRMAN

BHANU PRATAP SINGH

MEMBER

YASHWANT SINGH CHOGAL

MEMBER (Law)

Counsel: -

For the Joint Petitioner 1: Sh. Kamlesh Saklani, Advocate

For the Joint Petitioner 2: Sh. Anish Kumar

ORDER

The Himachal Pradesh State Electricity Board Ltd. and M/s Prodigy Hydro Pvt. Ltd., having its Regd. Office #44, 2nd Cross, Parvathi Nagar, Ballari- 583103, have filed Joint Petition for the approval of Supplementary Power Purchase Agreement, for extension of term upto 31.03.2023, to the already executed Power Purchase Agreement under REC Mechanism dated 9th August, 2012 as per 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 Baner-II (6.00 MW), situated in Distt. Kangra, Himachal Pradesh.

2. The Commission under sub-section(1)(b) of Section 86 of the Electricity Act, 2003 grants consent for extension to the executed Power Purchase Agreement

(PPA) dated 9th August, 2012 under REC Mechanism upto 31.03.2023 subject to the following conditions:-

(i) Clause 6.2 of the executed PPA 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 at item (ii) of this para for applicability of tariff to the project for FY 2022-23 under REC mechanism.

3. Other terms and conditions of the Supplementary Power Purchase Agreement 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 11th June, 2012 in Petition No. 103/2011, dated 21st May, 2020 in Petition No. 20/2020 and dated 3rd July, 2021 in Petition No. 22/2021.

4. 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 and three copies of the executed Supplementary Power Purchase Agreement be submitted to the Commission for record.

It is so ordered.

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