

**M/s GR Auditya Renewable Energies Pvt. Ltd. Versus
HPSEBL**

Filing No.229 of 2026

22.06.2026

Present: Sh. Vikas Chauhan, Ld. Counsel for the Petitioner.

DAILY ORDER

Office Report seen. This Petition has been filed under Regulation 75 of the Himachal Pradesh Electricity Regulatory commission (Conduct of Business) Regulations, 2024, read with Section 151 of the Code of Civil Procedure, 1908, in furtherance to the Commission's earlier order dated 07.0.2023 in Petition No. 14 of 2023 seeking determination/ clarification of the Generic Levellised Tariff applicable to the 5.00 MW Kala Nao Top Hydro Electric Project of the Petitioner situated at Duhangan Khad, a tributary of river Parvati in Beas Basin, Distt. Kullu (Project for short), for appropriate directions regarding the non-receipt of subsidy benefits under the Industries Development Scheme, 2017 despite the same having been considered by the Commission during tariff determination for Petitioner's Hydro Electric Project.

Heard. The Petition admitted. Be registered.

Sh. Vikas Chauhan, Ld. Counsel for the Petitioner submits that the Project has been commissioned on 26.05.2026 but the Commission vide order dated 07.03.2023 in Petition No. 14 of 2023 had directed that the tariff of the 4th Control Period would be applicable for the Project as only the tariff of the 3rd Control Period was available when the order dated 07.03.2023 in Joint Petition No. 14 of 2023 was passed by the Commission. He, therefore, prays that the interim tariff to the Project as per the 4th control period be allowed pending adjudication of the Petition.

The Commission while allowing the Joint Petition No. 14 of 2023 vide order dated 07.03.2023 has clearly observed in Para 11 (iii) that the Joint Petitioner No. 2 is directed to pursue the matter of Subsidy/ Central Capital Investment Incentive with the Industry Department. However, in case no response is gathered

from the Joint Petitioner No. 2 by the Joint Petitioner No. 1, the adjustment in the tariff as per applicable amount of Central Capital Investment Incentive shall be carried out by the Joint Petitioner No. 2 on commissioning of the Project.

The Commission vide order dated 17.11.2023 in Suo Moto Petition No. 07 of 2023 has determined the generic levelled tariff for the 4th Control Period. The Project capacity is 5.0 MW. Therefore, the eligible tariff for the Project would be Rs. 5.04 per kWh. However, said tariff is subject to adjustment of industrial subsidy under the IDS, 2017, as per Clause 7.13 of order dated 17.11.2023 in Suo Moto Petition No. 7 of 2023 and Regulation 22-C of the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from Renewable Energy Sources and Terms and Conditions for Tariff Determination) Regulations, 2017. Therefore, taking the normative cost of the Project and as per DPR, the Petitioner would have been entitled for incentive of Rs. 3.90 Crore as per the cost of the Plant and Machinery which is required to be adjusted. Further, free power structure as per the IA is at variance as compared to the SHP Tariff Order dated 17.11.2023. Thus, by adjusting the said amount of Rs. 3.90 Crore and considering the free power structure, the provisional tariff for the Project comes to Rs. 4.59 per kWh. Hence, in the interim, a provisional tariff of Rs. 4.59 per kWh is allowed for the Project till the disposal of the Petition.

As prayed, let reply to the Petition be filed within two weeks with advance copy to the opposite parties. Rejoinder, if any, be also filed within a week on receipt of copy of reply.

List on 22.07.2026 at 11:00 AM for completion of proceedings.

-Sd-

(Shashi Kant Joshi)
Member

-Sd-

(Yashwant Singh Chogal)
Member (Law)-cum-Chairman