

**M/s Shiva Power Versus State of HP, HPSEBL, HIMURJA,
Er. Rajendra Bhasker (Retd. CE)**

Filing No.230 of 2026

22.06.2026

Present: Sh. Anubhav Kohli, Ld. Vice Counsel for Sh. Ajay Vaidya, Ld. Counsel for the Petitioner

DAILY ORDER

Office Report seen. This Petition has been filed under Section 86 and 94 of Electricity Act read with HPERC Regulations 2014 and 2024 in furtherance to the Commission's earlier order dated 17.05.2022 in Petition No. 25 of 2022, for appropriate directions to allow the tariff of 4th control period to the Petitioner's project and consequently directing the HPSEBL to sign the PPA with Petitioner for tariff of Rs. 5.03 Paise per Unit. The Project is located on Baner Khad, a tributary of river Beas.

Sh. Kamlesh Saklani, Authorised Representative appearing on behalf of the HPSEBL waives notice on behalf of the Respondent No. 2 and seeks two weeks time for reply. Prayer allowed. Let reply 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.

Though, the Petitioner has also arrayed one Sh. Rajinder Bhaskar (Retd. CE) as Respondent No. 4 but the Commission is of the view that as per the powers vested in the Commission under Section 86 of the Electricity Act, 2003, the

bilateral dispute of the generating company with any private individual cannot be adjudicated by the Commission. Hence, the Commission is not inclined to issue notice to the Respondent No. 4.

In the circumstances, notice to the Respondents No. 2 and 3 be issued returnable for 22.07.2026 at 11:00 AM with a direction to file reply within two weeks. Rejoinder be also filed by the Petitioner 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