BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION SHIMLA

Petition No.	**117 of 2026**
Date of Institution:	17.07.2026
Arguments Heard on:	22.07.2026
Decided on:	**22.07.2026**

CORAM

SHASHI KANT JOSHI
MEMBER-cum-Chairman

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

….Joint Petitioner No. 1.

AND

Lakhvinder Solar Power Project,
Registered Office at Village and Post Office Swahan,
Tehsil Shri Naina Devi ji, Distt. Bilaspur, H.P-174310,
through its Authorised Signatory, Sh. Lakhvinder Singh.

....Joint Petitioner No. 2.

Joint Petition under the provisions of Section 86(1)(b) of the Electricity Act 2003 read with Regulations 56 and 57 of the HPERC (Conduct of Business) Regulations, 2024, for the approval of the Power Purchase Agreement (Solar) in respect of Lakhvinder Solar Power Project (1.0 MW).

Present:-

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

Sh. Lakhvinder Singh, Authorised Representative for the Joint Petitioner No. 2.

ORDER

This Joint Petition has been filed by the Himachal Pradesh State Electricity Board Ltd. (the Joint Petitioner No.1 or the HPSEBL for short) and Lakhvinder Solar Power Project (the Joint Petitioner

No. 2 for short) for the approval of the Power Purchase Agreement (PPA for short) under Section 86 (1) (b) of the Electricity Act, 2003 (Act for short) read with Regulations 56 and 57 of the HPERC (Conduct of Business) Regulations, 2024, (CBR, 2024 for short) in respect of Lakhvinder Solar Power Project (1.0 MW).

2. The case of the Petitioners is that a Solar PV Project (1.0 MW) known as Lakhvinder Solar Power Project, situated at Village and Post Office Mittian, Tehsil Nalagarh, Distt. Solan, H.P (Project for short) is being setup pursuant to the approval accorded by the HIMURJA (HP Govt. Energy Development Agency) vide letter No. HIMURJA (F-7)/SPV Projects/2024-2022 dated 30.04.2026 (Annexure-IV). As per the Joint Petition, the date of Scheduled Commercial Operation of the Project is 29.04.2027.

3. As per the Joint Petition, the Commission vide Order dated 29.02.2016 passed in Suo Moto Petition No. 104 of 2015 and further amended vide order dated 28.10.2024 in Suo Moto Petition No. 02 of 2024 has approved the Model Power Purchase Agreement for Solar PV Projects. The HIMURJA has also approved the Project inventory vide letter No. HIMURJA (F-7)/SPV Projects/ 2024-3468 dated 24.06.2026 (Annexure-VIII).

4. It is averred that parties have signed the Connection Agreement on 25.06.2026 providing that the interconnection point has been proposed at existing 11 kV Industrial-II feeder, emanating from 66/33/11 kV Sanerh Sub-station (Transformation capacity is 1x20 MVA at 66/11 kV level), through solid tap with appropriate Protection arrangement. The said Project will evacuate its power in joint mode with M/s Harish Solar Power Project (1.0 MW) and a Joint Evacuation Agreement to this effect has also been signed on 27.06.2026.

5. It is also averred that the Joint Petitioner No. 2 shall intimate the Joint Petitioner No. 1 on the receipt of financial subsidy, if any.

6. It is also averred that the Commission vide Order dated 31.03.2026 has determined the generic levellised tariff in respect of Solar PV Projects for FY 2026-27 (01.04.2026 to 31.03.2027) under the HPERC (Promotion of Generation from Renewable Energy Sources and Terms and Conditions for Tariff Determination) Regulations, 2017, as amended, (RE Regulations, 2017 for short). The Joint Petitioner No. 2 has submitted an affidavit that the project is situated in a rural area and that the tariff for the Projects to be set up in areas other than Industrial and Urban areas upto 1 MW is Rs. 3.47 per kWh as determined by the Commission vide Order dated

31.03.2026, which shall be applicable to the Project which has been incorporated in Clause 6.2 of the PPA.

7. I have heard Sh. Kamlesh Saklani, Authorised Representative for the Joint Petitioner No. 1 and Sh. Lakhvinder Singh, Authorised Representative for the Joint Petitioner No. 2 and have perused the entire record carefully.

8. It is evident from the record that the Connection Agreement in respect of the Project has been signed by the Joint Petitioners on 25.06.2026, a copy whereof has been placed on record. As per the Connection Agreement, the Interconnection Point of the project has been provided at existing 11 kV Industrial-II feeder, emanating from 66/33/11 kV Sanerh Sub-station (Transformation capacity is 1x20 MVA at 66/11 kV level) through solid tap with appropriate protection arrangement. The Connection Agreement further shows that M/s Lakhvinder Solar Power Project (1.0 MW) shall evacuate its power in joint mode with M/s Harish Solar Power Project (1.0 MW) using the distribution and communication system of the distribution licensee/ SLDC to transmit the electricity. The Joint Petitioners have placed on record the Joint Evacuation Agreement dated 27.06.2026 signed between M/s Lakhvinder Solar Power Project (1.0 MW) and M/s

Harish Solar Power Project (1.0 MW) that they have agreed not to claim any damages or losses, if any, occurring out of the said joint evacuation arrangement in future which shall form part of the PPA.

9. As per the Swaran Jayanti Energy Policy, 2021, notified on 20.01.2022, Solar Power from the Solar PV Projects upto 5 MW shall mandatorily be purchased by the HPSEBL, if commissioned on or before 31.03.2030 at the HPERC approved tariff applicable on the date of allotment of the Project.

10. It is also evident from the letter of the HIMURJA dated 30.04.2026 that the tariff in respect of the Project shall be as per the rates determined by the HPERC and that the Project has been provisionally registered.

11. The Commission vide Order dated 31.03.2026 in Suo Moto Petition No. 14 of 2026 has determined the generic levellized tariff for the Solar PV Power Projects for FY 2026-27 (for a period w.e.f. 01.04.2026 to 31.03.2027) as under:-

Sr. No.	**Capacity**	**Generic levellised tariff (Rs. Per kWh)**
1.	**Projects to be set up in other than industrial areas and urban areas.**	
(a)	Upto 1.00 MW	3.47
(b)	Above 1.00 MW & upto 3.00 MW	3.40
(c)	Above 3.00 MW & upto 5.00 MW	3.34
2.	**Projects to be set up in industrial areas and urban areas**	
(a)	Upto 1.00 MW	3.52
(b)	Above 1.00 MW & upto 3.00 MW	3.46
(c)	Above 3.00 MW & upto 5.00 MW	3.40

12. This Project is situated in the rural area as per affidavit. The capacity of the Project is 1.0 MW. Thus, the Project is entitled to the tariff of Rs. 3.47 per kWh, which is subject to adjustment of capital subsidy, if any. This tariff shall be applicable upto 31.03.2028 as per Clause 15 (E) (i) of the Order dated 31.03.2026 in Suo Moto Petition No. 14 of 2026. The SCOD of the Project is 29.04.2027.

13. The Petition is supported by the affidavits of the respective parties.

14. Therefore, in view of the powers vested in the Commission under Section 86 (1) (b) of the Act, read with Regulations 56 and 57 of the CBR, 2024, the Joint Petitioners have made out a case for the approval of the Power Purchase Agreement (Solar) in respect of the Project. Hence, the Petition succeeds and allowed. The PPA is ordered to be approved subject to the following conditions:-

(i) The tariff of Rs. 3.47 per kWh will be applicable to the Project of the Joint Petitioner No. 2 which will be subject to further adjustment of subsidy, if any, and is provisional.

(ii) The affidavit of the Joint Petitioner No. 2 that the Project is in the rural area shall form the part of the PPA. Similarly, the Connection Agreement dated 25.06.2026 and Joint Evacuation Agreement dated 27.06.2026 shall also form part of the PPA.

(iii) The Joint Petitioner No. 2 shall apply to the State/Central Government or its designated department(s)/agency(ies), for grant of applicable subsidy/financial assistance to the Solar Power Project immediately on receipt of this Order, if not already applied, and shall intimate the Joint Petitioner No.1 i.e. HPSEBL of the receipt of financial assistance/subsidy released to the Project by the State/ Central Government or its designated Department(s)/ agency(ies), within 15 days of the receipt of the same and an undertaking to this effect shall be furnished by the Joint Petitioner No. 2 which shall form part of the PPA.

(iv) The Joint Petitioner No. 2 shall make an endeavour to avail the admissible subsidy/financial assistance, if any. In case the subsidy/financial assistance is not availed or the Joint Petitioner No. 2 fails to approach the State/Central Government or its designated Department(s)/agency(ies), the same shall be deemed to have been availed by the Joint Petitioner No. 2 and the Joint Petitioner No. 1 shall carry out the adjustment of such benefit, if any, admissible to the project after a period of 2 years from the date of this Order.

(v) The SCOD of the Project is 29.04.2027.

(vi) This tariff shall be firm and fixed and shall be applicable upto 31.03.2028 as per Clause 15 (E) (i) of the Order dated 31.03.2026 in Suo Moto Petition No. 14 of 2026. In case there is enhancement in tariff for the FY 2027-28, such enhancement shall not be applicable for the Project. However, in case the tariff during the FY 2027-28 is less than the tariff determined vide Order dated 31.03.2026 in Suo Moto Petition No. 14 of 2026, such reduced tariff shall be applicable after 31.03.2028.

15. Other terms and conditions of the PPA shall be subject to provisions of the RE Regulations, 2017, as amended from time to time and the Order of Commission dated 31.03.2026 in Suo-Motu Petition No. 14 of 2026 issued under the aforesaid Regulations.

16. The Joint Petitioners are directed to execute PPA as per the above Order after carrying out the necessary additions and alterations within 30 days from the date of this Order. Three copies of the executed Power Purchase Agreement be submitted to the Commission for record.

17. Let a copy of this Order be supplied to the Joint Petitioners forthwith.

The file after needful be consigned to records.

Announced
22.07.2026

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(Shashi Kant Joshi)
Member-cum-Chairman