

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

Petition No.	16 of 2025
Date of Institution:	18.01.2025
Arguments Heard on:	20.01.2025
Decided on:	10.02.2025

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

....Joint Petitioner No. 1.

AND

M/s RDVP Solar Power Project,
6, Vidhya Vihar Colony, North Sunderwas,
Udaipur, Rajasthan-313001,
through its Authorized Signatory, Sh. Ram Dyal Poswal.

....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 approval of the Supplementary Power Purchase Agreement (Solar) in respect of M/s RDVP Solar Power Project (765 kW).

CORAM

DEVENDRA KUMAR SHARMA
CHAIRMAN

YASHWANT SINGH CHOGAL
MEMBER (Law)

SHASHI KANT JOSHI
MEMBER

Present:-

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

Sh. Ram Dyal Poswal, 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 M/s RDVP Solar Power Project (the Joint Petitioner No. 2 for short) seeking approval of the Supplementary Power Purchase Agreement (SPPA for short) under Section 86 (1) (b) of the Electricity Act, 2003 (Act for short) read with Regulations 56 & 57 of the HPERC (Conduct of Business) Regulations, 2024, (CBR, 2024 for short) in respect of M/s RDVP Solar Power Project (765 kW).

2. It is averred that the Joint Petitioner No. 1 was initially registered for the 1000 kW Solar PV Project situated at Village and Post Office Panjhera, Tehsil Nalagarh, Distt. Solan, H.P and a joint Petition was filed before the Commission on 24.09.2024 being Petition No. 124 of 2024 for the approval of the Power Purchase Agreement (PPA for short) which was allowed vide order dated 08.10.2024 and the parties signed the PPA at generic levelled tariff on 20.10.2024.

3. Further, the HIMURJA vide letter dated 28.11.2024 has revised the capacity of the Project from 1.0 MW to 765 kW at the request of the Joint Petitioner No. 2, as such, it has necessitated to sign the SPPA by amending the capacity of the Project as mentioned in PPA dated 20.10.2024.

4. We have heard Sh. Kamlesh Saklani, Authorised Representative for the Joint Petitioner No. 1 and Sh. Ram Dayal Poswal, Authorised Representative for the Joint Petitioner No. 2 and have perused the entire record carefully.

5. It is mentioned in the Petition that on the request of the Joint Petitioner No. 2, the HIMURJA has modified the capacity of the Solar Power Project from 1.0 MW to 765 kW. The Joint Petitioner No. 2 has placed on record the copy of provisional registration letter No. HIMURJA (F-7)/SPV Projects/ 2024-2607 dated 06.08.2024 in respect of Solar PV Project of 1.0 MW. The Joint Petitioner No. 2 has also placed on record copy of letter No. HIMURJA (F-7)/SPV Projects/ 2024-7316 dated 28.11.2024 whereby the capacity of the Project has been reduced from 1.0 MW to 800 kW at the request of the Petitioner. The capacity of the Project has been modified further from 800 kW to 765 kW by the HIMURJA vide letter No. HIMURJA (F-7)/SPV Projects/ 2024-7751 dated 11.12.2024 with all other terms and conditions remaining the same.

6. The parties had signed the PPA on 20.10.2024 in respect of original capacity i.e. 1.0 MW, as per order dated 08.10.2024 in Petition No. 124 of 2024 wherein the tariff of Rs. 3.50 per kWh was allowed.

7. The parties have also signed the Supplementary Connection Agreement dated 13.12.2024 that the Joint Petitioner No. 1 has agreed to connect the RDVP Solar Power Project (765 kW) at existing 11 kV Kotla feeder emanating from 66/33/11 kV Sub-Station, Baglehar through solid tap with appropriate Protection arrangement.

8. The Petition is duly supported by the affidavits of the Joint Petitioners.

9. Since, the HIMURJA has reduced/ modified the capacity of the Project from 1.0 MW to 765 kW vide letters dated 28.11.2024 and 11.12.2024 and Supplementary Connection Agreement dated 13.12.2024 in respect of the revised capacity has been signed, the Joint Petitioners have made out a case for signing the Supplementary Power Purchase Agreement by substituting the PPA signed on 20.10.2024. Hence, the Petition succeeds and allowed. The PPA is ordered to be approved subject to the following conditions:-

- (i) The tariff of Rs. 3.50 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 Supplementary Connection Agreement dated 13.12.2024 and letters dated 28.11.2024 and 11.12.2024 of the HIMURJA shall form part of the SPPA.
- (iii) This provisional tariff shall remain valid till 31.03.2026.
- (iv) Other terms and conditions of order dated 08.10.2024 in Petition No. 124 of 2024 shall remain the same.

13. The Joint Petitioners are directed to execute SPPA 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.

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

The file after needful be consigned to records.

Announced
10.02.2025

-Sd-	-Sd-	-Sd-
(Shashi Kant Joshi)	(Yashwant Singh Chogal)	(Devendra Kumar Sharma)
Member	Member (Law)	Chairman