

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION
BAYS No. 33-36, SECTOR-4, PANCHKULA- 134112, HARYANA**

Case No: HERC / Petition No. 21 of 2022

Case No: HERC / Petition No. 22 of 2022

Date of Hearing

01.06.2022

Date of Interim Order

01.06.2022

In the Matters of:

Petition under Section 62 and Section 86 of the Electricity Act, 2003 and Regulation 7 of the Haryana Electricity Regulatory Commission (Terms and Conditions for determination of Tariff from Renewable Energy Sources, Renewable Purchase Obligation and Renewable Energy Certificate) Regulations, 2021 for determination of Tariff. (HERC/Petition No. 21 of 2022).

AND

Petition under Section 62 and Section 86 of the Electricity Act, 2003 and Regulation 7 of the Haryana Electricity Regulatory Commission (Terms and Conditions for determination of Tariff from Renewable Energy Sources, Renewable Purchase Obligation and Renewable Energy Certificate) Regulations, 2021 for determination of Tariff. (HERC/Petition No. 22 of 2022).

Petitioners

1. M/s. Hind Samachar Ltd. (HERC/ Petition No. 21 of 2022)
2. M/s. SAEL Ltd. (HERC/ Petition No. 22 of 2022)

Respondents

1. Haryana Power Purchase Centre (HPPC), Panchkula
2. Haryana Renewable Energy Development Agency (HAREDA)
3. State of Haryana, through Addl. Chief Secretary (Power), Haryana

Present

On behalf of the Petitioners

1. Mr. Janmali Manikala, Advocate for the Petitioner No. 1 (Hind Samachar)
2. Ms. Suparna Srivastava, Advocate for the Petitioner No. (SAEL)

On behalf of the Respondents

1. Smt. Sonia Madan, Advocate for HPPC
2. Shri Aditya Grover, Advocate for HAREDA

Quorum

**Shri R.K. Pachnanda
Shri Naresh Sardana**

**Chairman
Member**

INTERIM ORDER

1. The case (s) were heard on 01.06.2022, as scheduled, in the court room of the Commission. It is observed that, at times, the Advocates/Counsel putting in appearance for the parties, do not file proper vakalatnama/authorization and NOC, wherever required, from the respective party. Hence, they are advised to do so in each and every case that they plead before this Commission.
2. The case was called for hearing today. The petitioners were represented by the learned counsels Mr. Janmali and Mrs. Suparna (petition no. 21 and 22 of 2022 respectively). Ms. Sonia Madan and Shri Aditya Grover appeared for the respondents. No other stakeholder/intervenor was present at the time of hearing.
3. At the outset, the Commission observes that the plant of M/s. SAEL has achieved CoD on 08.01.2022 and of M/s. Hind Samachar Ltd. on 14.02.2022. In this regard, the generator is directed to provide actual and verifiable operating parameters of the plant, since CoD to the present day, with respect to the day-wise gross generation (MUs), day-wise PLF, GCV of fuel burnt during this period, purchase cost of fuel incurred during this period (not old invoices), SHR, actual auxiliary consumption and net energy injected into the grid (ex-bus), break-up of O&M expenses incurred. Further, RfP (Request for Proposal), was floated by HAREDA, with the understanding that the developer shall receive subsidy of Rs. 1.5 crore (20 lacs per MW, subject to the maximum of Rs. 1.5 crore). However, the petitioner (s) have submitted that they have not received any subsidy. The petitioner (s) need to explain the reasons for not receiving the subsidy, thereby imposing additional financial burden due to higher capital cost without subsidy, on the electricity consumers. The Commission further observes that the copies of purchase orders of the plant and machinery filed by M/s. Hind Samachar Ltd. are in the name of M/s. Sukhbir Agro Industries Ltd. Further, invoices of the suppliers have not been attached. Therefore, the petitioner (s) are also directed to file the correct documents with summary of expenditure and

its proper indexation, explaining in detail each part of the plant and machinery installed by them including the technology of condenser, boiler etc.

4. Ms. Sonia Madan, the learned counsel appearing on behalf of the respondent no. 1 i.e. HPPC, sought 3 week's time to file reply in the matter as the case records are voluminous, without any numbers and not appropriately classified under the relevant heads.
5. Acceding to the request of the respondent i.e. HPPC, which was not opposed by the petitioner(s), the Commission adjourns the case(s). The petitioner(s) are directed to file the requisite details/documents /information, as observed in this order, within one week from the date of this order, with a copy to the other parties. HPPC is directed to file its reply within one week thereafter, with a copy to the other parties.
6. The case (s) to come up for hearing on 06.07.2022.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 01.06.2022.

Date: 01.06.2022
Place: Panchkula

(Naresh Sardana)
Member

(R.K. Pachnanda)
Chairman