

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

Case No. HERC/Review Petition No - 11 of 2022

Date of Hearing : 09.03.2023
Date of Order : 09.03.2023

IN THE MATTER OF:

Application Section 94(1)(f) of the Electricity Act, 2003 read with under Regulation 57 of the Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 and Regulation 79 and 81 of the Haryana Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Generation, Transmission, Wheeling and Distribution & Retail Supply under Multi Year Tariff Framework) Regulations, 2019 and all other enabling provisions in this regard, seeking review/clarification of the order dated 31.01.2022 passed by this Hon'ble Commission in Case no. HERC/PRO-45 of 2021 with respect to the definition of Calorific Value of Primary Fuel ('CVPF') and consequent directions.

Petitioner

Haryana Power Generation Corporation Ltd., Panchkula (HPGCL)

Respondent

Haryana Power Purchase Centre, Panchkula (HPPC)

Present on behalf of the Petitioner

1. Smt. Sonia Madan, Advocate
2. Shri Amod Jindal, CE, Planning-cum-Regulatory, HPGCL

Present On behalf of the Respondent

1. Shri Gaurav Gupta, Xen, HPPC

Quorum

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

**Chairman
Member**

INTERIM ORDER

1. The case was heard on 09.03.2023, as scheduled, in the court room of the Commission.
2. At the outset, Smt. Sonia Madan, the learned counsel appearing for the petitioner, apprised the Commission that their main prayer seeking relief of GCV, at par with the provisions in CERC Regulations, has already been addressed by the Commission in the suo-motu petition no. 3 of 2023, proposing for the amendment in HERC MYT Regulations, 2019. The next date of hearing in petition no. 3 of 2023 has been fixed for 06.04.2023. The only issue that remains to be addressed is the retrospective applicability of the amendment in the HERC MYT Regulations, 2019.

3. Upon hearing the petitioner, the Commission is of the considered view that the present matter may also be heard on the date of hearing of petition no. 3 of 2023, which is a public hearing. It will enable the Commission to take a reasoned view on the prayer of the petitioner herein, after considering the suggestions/objections received from other stakeholders and the provisions of law of land occupying the field.
4. Accordingly, post the matter for hearing on 06.04.2023.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 09.03.2023.

Date: 09.03.2023
Place: Panchkula

(Naresh Sardana)
Member

(R.K. Pachnanda)
Chairman

HEERC