



Petition No. 1763 of 2021
BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

(Date of Order: 14.12.2022)

PRESENT:

Hon'ble Shri Raj Pratap Singh, Chairman
Hon'ble Shri Vinod Kumar Srivastava, Member (Law)

IN THE MATTER OF: Petition under Section 61(d), 86(1)(e) and 181(zd) and other relevant provisions of the Electricity Act 2003, CRE Regulations, 2019 and Power Purchase Agreement (PPA).

Simbhaoli Power Private Limited
Chilwaria Unit, Distt. - Baharaich

.....Petitioner

Versus

1. **UP Power Corporation Limited (UPPCL)**
Shakti Bhawan, 14, Ashok Marg, Lucknow
2. **Madhyanchal Vidyut Vitran Nigam Limited (MVVNL)**
4A, Gokhale Marg, Lucknow
3. **Chief Engineer,
Power Purchase Directorate**
Shakti Bhawan, 14, Ashok Marg, Lucknow

.....Respondent(s)

The following were present:

1. Shri. Deepak Raizada, CE-PPA, UPPCL
2. Shri. Divyanshu Bhatt, Advocate, UPPCL
3. Shri. Shashwat Singh, Advocate, UPPCL
4. Shri. D.D. Chopra, Advocate, SPPL

ORDER
(Date of Hearing - 24.11.2022)

1. Pursuant to the hearing dated 19.04.2022, the Commission vide Order dated 06.05.2022 decided to keep the matter in abeyance subject to UPPCL filing an affidavit to the effect of it agreeing to the Petitioner's proposal of supplying

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mix fuel power. UPPCL has not filed any affidavit in the matter, nor the Petitioner has placed on record any details of its meeting with UPPCL.

The matter came up for hearing today.

2. During the proceedings, Shri. D. D. Chopra, Counsel of SPPL requested for one adjournment of today's hearing and sought the next date for the hearing.
3. Shri. Divyanshu Bhatt, Counsel of UPPCL submitted that they have no objection to the request, however, the Petitioner has not initiated any discussions with UPPCL.
4. After hearing the parties, the Commission, though was inclined to dispose of the matter with liberty to approach afresh, allowed the request of the Petitioner and adjourned the hearing for once.

List the matter for the next hearing on 17.01.2023.

(Vinod Kumar Srivastava)
Member (Law)

(Raj Pratap Singh)
Chairman

Place: Lucknow

Dated: 14.12.2022