



Petition No. 1952 of 2023
BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW
(Date of Order: 20.09.2023)

PRESENT:

Hon'ble Shri Arvind Kumar, Chairman
Hon'ble Shri Vinod Kumar Srivastava, Member (Law)
Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF: Petition under Section 86(1)(b), Section 86(1)(e) and Section 86(1)(f) of the Electricity Act, 2003 read with Article 12 of the PPA dated 12.02.2019 filed on behalf of M/s. Tata Power Renewable Energy Limited, seeking: (i) declaration of event of Change in Law due to change in the rate of Basic Custom Duty from 5% to 20% effective from 02.02.2021 on the import of Solar Inverters vide Notification No. 07/2021- Customs dated 01.02.2021 issued by the Ministry of Finance (ii) declaration of event of change in law due to change in the rate of GST on the Solar Invertors vide Ministry of Finance's Notification No. 8/2021-Central Tax (Rate) dated 30.09.2021 (iii) approval of the cost incurred due to change in the rate of Basic Custom Duty and (iv) approval of the cost incurred due to change in the rate of GST.

Tata Power Renewable Energy Ltd. (TPREL),
Corporate Centre, A Block, 34,
Sant Tukaram Road, Carnac Sunder, Mumbai-400009

.....Petitioner

Versus

1. U.P Power Corporation Ltd. (UPPCL),
(Through its managing Director),
Shakti Bhawan, 14-Ashok Marg, Lucknow-226001

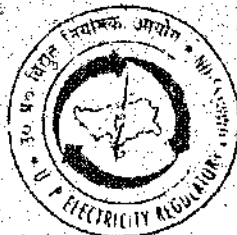
2. U.P. New & Renewable Development Agency (UPNEDA),
(Through its Senior Project Officer)
Vibhuti Khand, Gomti Nagar, Lucknow-226010

.....Respondent(s)

The following were present:

1. Shri Deepak Raizada, C.E(PPA), UPPCL
2. Shri Nitish Gupta, Advocate, UPPCL
3. Ms. Nipun Sharma, Advocate, UPPCL
4. Shri Shivam Sinha, Counsel, TPREL
5. Ms. Priya Goyal, Advocate, TPREL

by



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ORDER
(Date of Hearing -- 12.09.2023)

1. The Commission, vide its earlier order dated 08.08.2023, had allowed UPPCL to file its reply within three-weeks' time with a copy to the TPREL. On 22.08.2023, UPPCL filed its reply.

The matter came up for hearing today.

2. During the hearing, Ms. Priya Goyal, Advocate of TPREL apologized for the delay in filing rejoinder and further sought two weeks' time for the same. Sh. Nitish Gupta, Advocate of UPPCL did not object to the request of the Petitioner.

3. After hearing the parties, the Commission allowed two weeks' time to TPREL to file its rejoinder.

List the matter for next hearing on 10.10.2023.

(Sanjay Kumar Singh)
Member

Place: Lucknow
Dated: 20.09.2023

(Vinod Kumar Srivastava)
Member (Law)

(Arvind Kumar)
Chairman

