



**Petition No. 1954 of 2022**  
**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. 8/2022-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 on BCD of Solar Inverters.

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

.....Petitioner

**Versus**

- 1. Noida Power Company Ltd. (NPCL),**  
(Through its chairman),  
Commercial Complex H Block, Alpha-II sector, Greater Noida City-201308
- 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 Shivam Sinha, Counsel, TPREL
2. 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 TPREL to file its rejoinder within two weeks' time. On 29.08.2023, TPREL filed its rejoinder. The matter came up for hearing today.
2. During the hearing, Ms. Priya Goyal, Advocate of TPREL submitted that on previous day they had received call from the NPCL's Advocate Sh. Tanay Chaudary that NPCL Counsel would not be available for the hearing owing to personal reason. She further requested the Commission for short adjournment in the matter.
3. After hearing, the Commission adjourned the hearing on the request of the Petitioner.

List the matter for next hearing on 10.10.2023.

**(Sanjay Kumar Singh)**

**Member**

**(Vinod Kumar Srivastava)**

**Member (Law)**

**(Arvind Kumar)**

**Chairman**

Place: Lucknow

Dated: 20.09.2023

