



**Petition No. 1615 of 2020**

**BEFORE**

**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Date of Order 10.11.2020**

**PRESENT:**

1. Hon'ble Sh. Raj Pratap Singh, Chairman
2. Hon'ble Sh. Kaushal Kishore Sharma, Member
3. Hon'ble Sh. Vinod Kumar Srivastava, Member (Law)

**IN THE MATTER OF:** Application to seek permission for installation of Net Meter for 1 MW Grid connected roof top solar power plant set up by Institute of Engineering & Technology, Lucknow under UPNEDA RESCO scheme for Govt. Buildings/Institutions.

Institute of Engineering & Technology, Lucknow, Uttar Pradesh

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1. M/s U.P. New & Renewable Energy Development Agency (UPNEDA), Lucknow, Vibhuti Khand, Gomti Nagar, Lucknow- 226010
2. Ultimate Sun System Pvt. Ltd., (USSPL), Gurugram, Haryana.
3. Lucknow Electricity Supply Authority (LESA), 4-A, Gokhale Marg, Lucknow

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**ORDER**

**(Date of Hearing 15.10.2020)**

1. This Petition has been filed by Institute of Engineering & Technology (IET) located at Jankipuram, Lucknow functioning under administrative control of Department of Technical Education, Govt. of Uttar Pradesh.



2. The Petition has prayed to allow the present petition and direct UPNEDA to issue approval for installing by directional meter on 1MW grid connected rooftop Solar Power Plant set up by (IET) based on the agreement between UPNEDA and Respondent no. 2 which is ultimate Sun System Pvt. Ltd., Gurugram, Haryana.

### **Background**

3. IET has set up a 1 MW grid interactive rooftop Solar Power Plant at its campus under UPNEDA RESCO Scheme for installation of rooftop Solar Power Plants on Govt. Buildings/Institution with net metering facility. UPNEDA issued LOI dated 30-08-2018 and 11-10-2018 to the Ultimate Sun System Pvt. Ltd. to set up grid connected rooftop Solar Power Plant on Govt. Buildings/Institutions and signed an agreement dated 18-09-2018. IET received a PPA copy from ultimate Sun System on 13-02-2019 for signature.
4. The original PPA between IET and Ultimate Sun System is dated 19-03-2019. However, IET provided an undated PPA copy to Ultimate sun system in first week of May 2019. Ultimate Sun System entered 09-05-2019 as the date of PPA and handed-over a copy to UPNEDA.
5. Subsequently, IET came to know that its name has not come in the list of Govt. Building under RESCO mode which have been granted net-metering permission by the Commission vide its order dated 01-08-2019 in petition no. 1433 of 2019. As per the Commission's order dated 01-08-2019 those projects were granted net-metering permission which have concluded PPA before 31-03-2019. IET provided its original copy of PPA dated 19-03-2019 to Ultimate Sun System for submission to UPNEDA and issued an addendum to the PPA dated 09-05-2019 making its effective from 19-03-2019 under clause-17.1 of the PPA.



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6. UPNEDA vide its letter dated 29.07.2020 addressed to Secretary, UPERC has stated that IET's name was included in the list of 1MW grid connected roof top solar projects under RESCO mode. This list was sent to UPERC vide letter ref. no. 1597/UPNEDA-Review Petition/UPERC/2018-19 dated 02.07.2019 and date of PPA was shown as 09.05.2019. However, Commission vide order dated 01.08.2019 in Petition No. 1433/2019 had allowed PPA signed up to 31.03.2019 only. UPNEDA has further stated that UPNEDA committee has examined the addendum PPA dated 19.03.2019 and found that purchase order for PV module and Solar inverter was placed on 24.12.2018 and 17.12.2018. The UPNEDA committee has recommended to provide net metering facility in terms of Commission's order dated 01.08.2019 in Petition No. 1433/2019.

**Proceedings in the matter:**

7. Commission heard the matter on 05.10.2020 and directed the Petitioner to place on record the copies of Purchase order and bank transaction details to examine the issue.

**Commission's View**

**Issue: Whether IET can be provided net metering facility.**

8. As per the Commission's order dated 01.08.2019 the net metering facility under RSPV Regulation, 2014 would be available to those consumers who had signed PPA with developers under RESCO model / the RESCO developer has placed site specific purchase order. The report of UPNEDA regarding date of placement of purchase order or signing of PPA will be relied upon by the DISCOMs.
9. UPNEDA vide its letter dated 29.07.2020 has recommended for net metering facility based on addendum PPA dated 19.03.2019 and purchase order dated 24.12.2018 & 17.12.2018. Further, the Petitioner vide letter dated 15.10.2020 /21.10.2020 has placed following details of purchase order and payment details:
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Sl. No.	Purchase order Number and date	Supplier	Destination	Payment made on
1	USSPL/2018-19/901 dated 24.12.2018	Saatvik Green Energy Pvt. Ltd., Village - Dubli, Tehsil - Barara, Ambala Hriyana	Institute of Engineering & Technology (IET), sitapur Road, Sector-F, Jankipuram, Lucknow	24.01.2019
2	UPSPL/HO/PO /2018- 19 / 12/1701 dated 17.12.2018	Delta Electronics India Pvt. Ltd., 2486/2487, AECS Layout, Singasandra Village, Bengaluru (Rural Karnataka)	Institute of Engineering & Technology (IET), sitapur Road, Sector-F, Jankipuram, Lucknow	17.12.2018

10. Therefore, in terms of our order dated 01.08.2019 in Petition No. 1433/2019, UPNEDA report and documents placed on record by the Petitioner, Commission is of the view that IET shall be eligible for Net metering facility for its 1 MW grid connected roof top solar plant at its campus under UPNEDA RESCO scheme.

The Petition is disposed of in terms of above.

(Vinod Kumar Srivastava)  
Member (Law)

(Kaushal Kishore Sharma)  
Member

(Raj Pratap Singh)  
Chairman

Place: Lucknow

Date: 10.11.2020