



Petition No. 1696 of 2021

BEFORE

THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

(Date of Order: 08.07.2021)

Quorum

Hon'ble Shri Raj Pratap Singh, Chairman

Hon'ble Shri Kaushal Kishore Sharma, Member

In the matter of:

Petition under Section 142 of the Electricity Act, 2003 for contravention of direction contained in Uttar Pradesh Electricity Regulatory Commission Order for Truing up of Tariff for FY 2018-19, Annual Performance Review (APR) for FY 2019-20 and approval of Aggregate Revenue Requirement and Tariff for FY 2020-21 (TO FY 2020-21 Dt. 11.11.2020).

Shree Cement Ltd.

12, Sikandrabad Industrial Area,
Bulandshahar, Uttar Pradesh.

..... Petitioner

Vs.

Paschimanchal Vidyut Vitran Nigam Limited

Urja Bhawan, Victoria Park
Meerut, Uttar Pradesh.

..... Respondents

The following were present:

1. Shri Amarjeet Rakhra, Counsel of UPPCL
2. Rahul Sahi, Consultant, PVVNL
3. Shri Amarjit, AVP, Shree Cements Ltd.
4. Shri Swapnil Mishra, Counsel of Shree Cements Ltd.
5. Shri Amit Pal

Shri



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ORDER

(Date of Hearing: 08th July, 2021)

- 1 M/s Shree Cement Limited (hereinafter referred as Petitioner) is a company engaged in the business of cement manufacturing and generation of power. The Petitioner submitted that it is a cement grinding unit in the state of Uttar Pradesh. The Petitioner submitted that it is a consumer of M/s Paschimanchal Vidyut Vitran Nigam Limited (PVVNL) with a contract demand of 14.4 MVA and is availing power under Open Access facility of upto 12.24 MW through Power Exchange or from other Open Access Sources. Further, it is the contention of the Petitioner that the Respondent, PVVNL has levied the average distribution loses retrospectively in his Open Access related bills. The counter-affidavit in the matter has been filed by the Respondent, PVVNL. Subsequently, the Petitioner has also filed a rejoinder.
- 2 The matter was listed for hearing today on 8th July, 2021. However, Member (Law) is on leave today. As per the directions of Hon'ble Supreme Court in its Order dated. 12th April, 2018 in Civil Appel No. 14697 of 2015 (State of Gujrat & Ors. Vs. Utility Users Welfare Association & Ors.), the presence of Member (Law) is mandatory in any adjudicatory proceedings. Accordingly, the matter is being adjourned today and next hearing in the matter is scheduled on 22nd July, 2021.

(Kaushal Kishore Sharma)
Member



(Raj Pratap Singh)
Chairman

Place: Lucknow

Dated: 08 .07.2021