



**Petition No. 1659/2020**

**BEFORE**

**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Date of Order: 26, 07.2021**

**PRESENT:**

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

**IN THE MATTER OF:** Petition in the matter regarding under section 86(1)(f) of the Electricity act, 2003 read with Regulation 15 of the UPERC (conduct of business) Regulations, 2019 and Article 16.3.1.1 of the Power Purchase Agreement dated 02.12.2015 and supplementary power purchase agreement dated 19.05.2018 executed between M/S. Pinnacle Renewable Energy Private Limited and Uttar Pradesh Power Corporation Limited seeking declaratory and consequential reliefs from this Commission.

1. M/s. Pinnacle Renewable Energy Private Limited (PREPL)  
(Through its Managing Director), 2<sup>nd</sup> Floor, T-15, Green Park,  
New Delhi-110016

..... **Petitioner**

**Versus**

1. Uttar Pradesh Power Corporation Ltd. (UPPCL),  
(Through its Managing Director),  
7<sup>th</sup> Floor, Shakti Bhawan, 14<sup>th</sup>- Ashok Marg,  
Lucknow, Uttar Pradesh-226001
2. Uttar Pradesh Power Transmission Corporation Ltd. (UPPTCL),  
(Through its Managing Director),  
Shakti Bhawan, 14<sup>th</sup>- Ashok Marg,  
Lucknow, Uttar Pradesh-226001.
3. Madhyanchal Vidyut Vitran Nigam Ltd. (MVVNL),  
(Through its Managing Director),  
4-A, Gokhle Marg, MVVNL,  
Lucknow, Uttar Pradesh -226001.



4. Uttar Pradesh New & Renewable Energy Development Agency (UPNEDA),  
(through its Director), Vibhuti Khand, Gomti Nagar,  
Lucknow, Uttar Pradesh-226010

.....Respondents

The following were present:

1. Shri Raghavendra Singh, AG, Counsel, UPPCL
2. Shri Altaf Mansoor, Counsel, UPPCL,
3. Shri Deepak Raizada, CE (PPA), UPPCL
4. Shri. Puneet Chandra, Advocate, UPPTCL,
5. Shri Ruchi Ranjan Rai, Advocate, PREPL
6. Representative, UPNEDA
7. Shri Kaushal Sharma

**ORDER**  
**(Date of Hearing 20.07.2021)**

1. The Commission vide its Order dated 25.05.2021 directed the Petitioner to serve the copy of petition/additional affidavit to UPPTCL and UPNEDA. Further, the Commission directed the Respondents to file their replies within 2 weeks and the Petitioner to file its rejoinder in 3 weeks thereafter. The Respondents, UPPCL, UPPTCL and UPNEDA have filed their replies, however, the Petitioner has not filed its rejoinder to the Respondents replies.

The matter came up for hearing today.

2. Shri Ruchi Ranjan Rai, Advocate of the Petitioner requested the Commission for four weeks' time to file its rejoinder to the Respondents replies. The representative of Respondents, UPPTCL and UPPCL has submitted that they have no objection on the Petitioner's request.
3. After hearing the parties, the Commission directed the Petitioner to furnish the following:
  - a) Copy of COD certificate of the plant.
  - b) The Chronological sequence of all the events (date wise) from the date of PPA executed till actual COD of the project. The events shall also include details of scheduled COD, approval of time extension till actual COD, if any, placement of procurement orders, execution of project, details of connectivity agreement and transmission agreement etc. along with supporting documents.



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c) Copy of RFP and bid submitted against the RfP No. 01/UPNEDS/GRID Connect/RfP/2015 for procurement of 215 MW power.

4. Further, the Commission directed the Petitioner to submit a copy of the details sought at para 3 above to the Respondents. The Respondents may file their comments at least a week prior to next date of hearing.

List the matter for next hearing on 02.09.2021.

**(Vinod Kumar Srivastava)**  
Member

**(Kaushal Kishore Sharma)**  
Member

**(Raj Pratap Singh)**  
Chairman

Place: Lucknow  
Dated: 26.07.2021

