



**Petition No. 1623 of 2020**

**BEFORE**

**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION**

**LUCKNOW**

**Date of Order: 10.01.2022**

**PRESENT:**

Hon'ble Shri Raj Pratap Singh, Chairman

Hon'ble Shri Kaushal Kishore Sharma, Member

**IN THE MATTER OF**

Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Article 23 (d) of the Power Purchase Agreement dated 19.02.2018 seeking payment of invoices at the Average Power Purchase Cost at rate of 3.87/kWh in terms of Article 2.1 of the PPA and quashing of the Impugned email dated 28.08.2020 issued by UPPCL.

M/s DCM Shriram Limited,  
Having their registered office at  
2<sup>nd</sup> Floor, (West Wing), Worldmark 1,  
Aerocity, New Delhi – 110 037

..... **Petitioner**

Uttar Pradesh Power Corporation Limited,  
Through its Managing Director,  
7<sup>th</sup> Floor, Shakti Bhawan, Ashok Marg, Lucknow.

..... **Respondent**

The following were present:

1. Shri Venkatesh, Counsel, DCM Sriram Ltd.
2. Shri Suhail Buttan, Counsel, DCM Sriram Ltd.
3. Shri Rajeev Krishna Bharati
4. Shri. Deepak Raizada, CE(PPA), UPPCL
5. Shri Mohit Goyal, Consultant, UPPCL

**ORDER**

**(Date of Hearing 30.11.2021)**

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1. The Commission during the last hearing vide order dated 4.10.21 had allowed the petitioner 2 weeks time to file written submission as per request of the Counsel. The petitioner has not filed any written submission.

The matter came up for hearing today.

2. Shri. Venkatesh, learned counsel of the petitioner submitted that there is nothing to argue in this matter and they have already filed their argument in the rejoinder. However, the Commission may grant permission to file a short note in the matter. Shri. Deepak Raizada has submitted that they have already filed necessary details as per the Commission directions.
3. The Commission allowed the parties to file their submission/notes, if any, within two weeks.

List the matter for hearing on 10.02.2022

**(Kaushal Kishore Sharma)**  
**Member**

**(Raj Pratap Singh)**  
**Chairman**

Place: Lucknow  
Dated: 10.01.2022