



Petition No. 1741 of 2021
BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW
Date of Order (11.03.2022)

PRESENT:

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

IN THE MATTER OF: Petition under Section 86 of the Electricity Act, 2003 read with Articles 12 and 17 of the Power Purchase Agreement dated 14.02.2019 between Adani Solar Energy Chitrakoot One Limited (formerly Adani Wind Energy (TN) Limited) and NOIDA Power Company Limited claiming imposition of Safeguard Duty on import of Solar Cells vide Notification dated 29.07.2020 as Change in Law.

1. Adani Solar Energy Chitrakoot One Limited
"Adani Corporate House", 4th Floor – South Wing,
Shantigram, Near Vaishno Devi Circle, S. G. Highway,
Khodiyar, Ahmedabad, Gujarat – 382421.

----- Petitioner

Versus

1. Noida Power Company Limited
Commercial Complex, H Block, Alpha-II Sector,
Greater NOIDA City, Uttar Pradesh-2013018

----- Respondent

Following were present:

1. Sh. Sourav Roy, Counsel, Adani Solar Energy
2. Sh. Ravi Sinha, Adani Solar Energy
3. Sh. Sanket Srivastava, NPCL
4. Sh. A.K. Arora, NPCL
5. Sh. Alok Sharma
6. Sh. Dipak Kumar Patel

ORDER
(Date of Hearing 10.02.2022)



1. During the last hearing, the Commission vide order dated 14.12.2021 decided to issue notice to parties and allowed NPCL to file its reply with a copy to the Petitioner. NPCL has filed its reply on 09.02.2022.

The matter came up for hearing on today.

2. Sh. Sourav Roy, counsel of the Petitioner stated that they have received the copy of Respondent's reply yesterday, and therefore requested two-week time to file rejoinder.
3. After hearing the parties, the Commission allowed the request of the Petitioner to file its rejoinders within two-week time. The Commission directed the Petitioner to furnish detail calculation of claimed amount of Rs. 8.77 Cr. towards Safeguard duty along with the copy of Safeguard Duty invoices and proof of payment for the same.

List the matter for final hearing on 19.04.2022

(Vinod Kumar Srivastava)

Member

(Kaushal Kishore Sharma)

Member

(Raj Pratap Singh)

Chairman

Place: Lucknow

Date: 11.03.2022