

BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT PANCHKULA

Case No. HERC/Petition No. 20 of 2022

Date of Hearing : 25.04.2022
Date of Final Order : 25.04.2022

In the Matter of

Petition under Section 86(1)(b) of the Electricity Act, 2003 read with the Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 seeking source approval for allocation of unallocated pooled power from CGSs of NR, during summer season, in view of revised NRPC Allocation memo dated 25.03.2022, and keeping in view of the power deficit scenario in the State.

Petitioner

Haryana Power Purchase Centre, Panchkula (HPPC)

Present on behalf of the Petitioner

1. Shri Rajbir Singh, Advocate on behalf of HPPC
2. Shri Pardeep Saini, SE, HPPC
3. Shri Gaurav Gupta, Xen., HPPC

Quorum

Shri R.K. Pachnanda
Shri Naresh Sardana

Chairman
Member

ORDER

1. The case was heard on 25.04.2022, as scheduled, in the court room of the Commission.
2. Upon hearing the learned Counsel Shri Rajbir Singh appearing for the petitioner i.e. Haryana Power Purchase Centre (HPPC), the Commission observes that the learned counsel has neither read the petition under consideration nor was aware of the facts of the case.
3. In the above circumstance, the Commission was constrained to seek certain clarifications from the Executive Engineer / HPPC Shri Gaurav Gupta who was present in the hearing.
4. On a query from the Commission regarding status of power flow from the proposed sources out of the un-allocated central pool in the Central Generating Stations (CGS), Shri Gupta confirmed that the power flow has started from 0.00 Hrs. on 26th March, 2022.
5. On the issue of the delay in filing the present petition, Shri Gupta replied that the delay was caused in taking necessary approvals and also in preparing the present petition.
6. The Commission is dismayed with the casual approach of the petitioner especially when the issue involved is for ensuing un-interrupted supply of power to the electricity consumers of Haryana so as not to disrupt industrial / commercial activities in the State as well not put the domestic supply consumers and AP consumers to inconvenience.

7. Given the importance of ensuring supply of continuous and quality power to the consumers, the Commission allows the petition.
8. However, HPPC is in violation of the order of the Commission regarding purchase of power from un-approved source(s) given in several ARR / Tariff orders of the Discoms. The latest being the Commission's order dated 30.03.2022. The relevant part of the said order is reproduced below:-
"It is reiterated that the Discoms should ensure that power is procured only from those sources for which the Commission has approved PPA's. Additionally, any power from Central Generating Stations, beyond the quantum for which the PPA has been signed and specifically approved by the Commission must be surrendered in case the Discoms have to back down any approved long-term source of power. It is made clear that any power procured from sources not specifically approved by the Commission and/ or excess quantum vis-à-vis the approved PPA purchased by the Discoms shall be disallowed by the Commission".
9. Evidently, the petitioner has violated the order of the Commission and made itself liable for penal action as per the provisions of section 142 of the Electricity Act, 2003. Accordingly, a separate notice u/s 142 of the Act shall be issued to the Chief Engineer/HPPC.
10. In terms of the above order, the present petition is disposed of.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 25.04.2022.

Date: 25.04.2022
Place: Panchkula

(Naresh Sardana)
Member

(R.K. Pachnanda)
Chairman