



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2011 of 2023

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Vinod Kumar Srivastava, Member (Law)

Hon'ble Shri Sanjay Kumar Singh, Member

IN THE MATTER OF

Petition for termination of Power Purchase Agreement dated 28.12.2020 signed between Dwarikesh Sugar Industry Ltd. and UPPCL for supply of 2 MW power from its newly commissioned 5 MW slop-based power plant consequent upon competitive bidding process established and concluded by UPPCL.

AND

IN THE MATTER OF

Dwarikesh Sugar Industries Ltd. (DSIL)

Dwarikesh Nagar, Village-Bundki, Tehsil-Nagina,
District- Bijnor

..... Petitioner

VERSUS

1. U.P. Power Corporation Ltd., (UPPCL)

(Through its Managing Director), 7th Floor, Shakti Bhawan Extension, 14 – Ashok Marg, Lucknow.

2. U.P. Power Corporation Ltd., (UPPCL)

(Through its Chief Engineer, PPA-R), Power Purchase Directorate, Shakti Bhawan Extension, 14 – Ashok Marg, Lucknow.





3. Paschimanchal Vidyut Vitran Nigam Ltd. (PVVNL)

(Through its Managing Director), "Urja- Bhawan" Victoriya Park Meerut- 250001

..... Respondent(s)

THE FOLLOWING WERE PRESENT

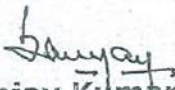
1. Shri Deepak Raizada, C.E(PPA), UPPCL
2. Shri Divyanshu Bhatt, Advocate, UPPCL
3. Shri Shashwat Singh, Advocate, UPPCL
4. Shri D.D. Chopra, Senior Advocate, DSIL
5. Shri Shaliesh Verma, Advocate, DSIL
6. Ms. Aishwarya Singh, Advocate, DSIL
7. Ms. Swati Upadhyay, Advocate, DSIL
8. Shri Deep Singh, DSIL


ORDER

(DATE OF HEARING: 04.01.2024)

1. The Commission vide its earlier order dated 09.11.2023 had allowed Respondent to file its reply within five-weeks' time with a copy to the Petitioner and the Petitioner could file its rejoinder within two weeks' time, thereafter. On 01.12.2023, Respondent filed its reply and on 02.01.2024, the Petitioner filed its rejoinder.
2. During the hearing, Sh. Divyanshu Bhatt, Advocate of UPPCL submitted that the rejoinder has been received on previous day and a short period may be allowed to argue the case based on the case laws as the matter is mainly based on legal fulcrum.

List the matter for next hearing on 01.02.2024.


(Sanjay Kumar Singh)
Member


(Vinod Kumar Srivastava)
Member (Law)


(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 05.01.2024

