

**CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI**

Petition No. 187/TT/2025

Subject : Petition for truing up of Transmission Tariff for 2019-24 and determination of Transmission Tariff for 2024-29 tariff block for 400 kV line bays at Bhiwani Sub-station for termination of 400 kV Babai-Bhiwani D/C Line under Provision of 400 kV Line bays at Bhiwani (PG) in the Northern Region.

Petitioner : Power Grid Corporation of India Limited (PGCIL).

Respondent : Uttar Pradesh Power Corporation Ltd. & others.

Date of Hearing : **30.5.2025.**

Coram : Shri Ramesh Babu V., Member.
Shri Ravinder Singh Dhillon, Member

Parties Present : Shri Ashutosh Kumar Srivastava, Advocate, NRSS XXXVI
Shri Shivam Kumar, Advocate, NRSS XXXVI
Shri Aniket Kanhaua, Advocate, NRSS XXXVI
Shri Vivek Kumar Singh, PGCIL
Shri Vijay G., PGCIL
Ms. Tanya Singh, NRSS XXXVI
Shri Jatin Mahani, NRSS XXXVI

Record of Proceedings

At the outset, the Petitioner's representative submitted that it has filed all the information sought through the Technical Validation letter dated 11.4.2025 by way of affidavit dated 21.4.2025 and requested the Commission to allow the tariff as prayed for in the Petition.

2. The learned counsel for Respondent No. 16, NRSS XXXVI, referred to its reply and mainly submitted that Regulation 6(2) of the 2019 Tariff Regulations, which allowed transmission charges for COD mismatch, was omitted w.e.f. 19.2.2021. Since the actual commercial operation of the transmission asset was declared on 19.6.2021, post-omission, applying the deleted provision is legally untenable and amounts to impermissible retrospective application. He added that as per Regulation 23(d) of the 2019 Tariff Regulations, Initial Spares for the transmission systems and substations are limited to 4% for greenfield and 6% for brownfield projects. The Petitioner has claimed a ceiling of 6% Initial Spares in respect of the Bhiwani substation, treating it as brownfield, while Form 2 mentions the Bhiwani substation as a green Field substation.



3. In response, the Petitioner's representative submitted that the issues raised have already been settled by the Commission vide order dated 18.9.2023, in Petition No.11/TT/2022.

4. In response to the Commission's specific query regarding the payment of the mismatch charges, the learned counsel for the Respondent submitted that, in accordance with the directions of the Appellate Tribunal for Electricity vide order dated 20.2.2024 in Appeal No. 26 of 2024, it has paid 50% (i.e., Rs. 4.18 crores) of the transmission charges up to the COD.

5. After hearing the parties, the Commission reserved the order in the matter.

By order of the Commission

**sd/-
(T.D. Pant)
Joint Chief (Law)**

