



Uttar Pradesh Electricity Regulatory Commission

Kisan Mandi Bhawan, II Floor, Gomti Nagar, Lucknow-226010 Phone 2720426 Fax 2720423 E-mail secretary@uperc.org

No. UPERC/Secy/(VCA)/ 2016-282

Dated: 09.11.2016

Sir,

Kindly find enclosed herewith a copy of the Commission's Order dated 09.11.2016 in petition no. **1034/2015** U/s 142 of the Electricity Act 2003 against UPPTCL & UPSLDC for violation of section 39 & 40 of the Electricity Act 2003 and Commission's order dated 31.5.2013, 1.10.2014 & 18.6.2014.

Yours faithfully,


Secretary

Encls: As above

1. Uttar Pradesh Power Transmission Company Ltd., 14, Ashok Marg, Shakti Bhawan, Lucknow (UP)
2. Uttar Pradesh State Load Dispatch Centre, Uttar Pradesh Power Transmission Company Ltd., 14, Ashok Marg, Shakti Bhawan, Lucknow (UP)
3. Open Access Users Association, 2nd Floor, D 21, Corporate Park, Sector 21, Dwarka, New Delhi - 1100

BEFORE THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION,
LUCKNOW

Petition No.: 1034 /2015

Quorum

1. Shri Desh Deepak Verma, Chairman
2. Shri S K Agarwal, Member

IN THE MATTER OF:

Petition U/s 142 of the Electricity Act, 2003 against UPPTCL for violation of Section 39 & 40 of the Electricity Act, 2003 and Commission's order dated 31.05.2013, 1.10.2014 & 18.06.2014

And

IN THE MATTER OF:

Open Access Users Association, 2nd Floor, D21, Corporate Park, Sector 21, Dwarka, New Delhi-1100

.....Petitioner

Versus

1. Uttar Pradesh Power Transmission Company Ltd., 14, Ashok Marg, Shakti Bhawan, Lucknow (UP)
2. Uttar Pradesh State Load Dispatch Centre, Uttar Pradesh Power Transmission Company Ltd., 14, Ashok Marg, Shakti Bhawan, Lucknow (UP)

.....Respondent

Present in the Hearing:

1. Shri Ram Swarath, Director SLDC
2. Shri MukulSonkar, Executive Engineer, STU
3. ShriManoj Gupta, Executive Engineer SLDC
4. Shri Rahul Srivastava, Advocate, SLDC
5. ShriPuneet Chandra, Advocate, UPPTCL
6. Ms. Mandakini Ghosh, Advocate of the Petitioner

Agarwal



[Signature]

The Commission further directs UPPTCL to submit the details of its on-going and new projects with their Scheduled date of commercial operation and also submit the expected increase in TTC & ATC after commissioning of new transmission projects. The above details should be submitted on quarterly basis.

The Commission directs both the Respondents to file the Counter within seven days and further the Petitioner is directed to file the Rejoinder within next seven working days from the date of the filling of Counter by the Respondents.

At present, the Commission does not find any grounds for proceedings under Section 142 against the Respondents. However, if there is any breach of the Commission's Regulations specific Orders by the Respondents at any stage, then the Petitioner may approach the Commission under section 142 for non-compliance of the Commission's Regulations/Orders.

In the present hearing on 18/10/2016, the Petitioner submitted that SLDC & UPPTCL have submitted the Counter Affidavit and Petitioner is filing the Rejoinder on the same. The Petitioner further stated that


UPPTCL has provided the list of projects but Scheduled date of commercial operation has not been provided.

Commission directed UPPTCL to submit within 3 days, the expected date of Commercial Operation of all the projects in the list to the Petitioner as well as to the Commission.

The Respondent(SLDC) submitted that after 10th October, 2016 the TTC and ATC has been increased and that from 1 November, 2016 they shall display the available spare transmission capacity after taking into account all scheduled dispatches on its website on daily basis for the use of the Open Access Consumers.

Commission expressed its displeasure over the absence of Chief Engineer, UPPTCL in the hearing and further directed Managing Director, UPPTCL to ensure that from next time Director/Chief Engineer, UPPTCL to be present in the hearing so that the requisite information could be provided at the time of hearing.

With these directions the present Petition is disposed of with liberty to the Petitioner to approach the Commission for non-compliance of the Commission's Regulations/Orders, if any in future.



(S. K. Agarwal)
Member

Place: Lucknow

Dated: 09/11/2016



(Desh Deepak Verma)
Chairman