



Delhi Electricity Regulatory Commission

Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17

No. F. 11(888)/DERC/2012-13/

Petition No. 16/2013

In the matter of: Petition seeking approval of the Hon'ble Commission to discontinue power procurement from uneconomic, unviable and imprudent PPA's commercial arrangement and agreement with NHPC Limited in the interest of consumers of Petitioner's licensed area of supply in NCT of Delhi.

Tata Power Delhi Distribution Ltd.
Through its **Managing Director**
Grid Sub Station Building
Hudson Lines, Kingsway Camp,
Delhi 110 009

...Petitioner

Vs.

NHPC Limited
NHPC Office Complex
Sector 33 Faridabad,
Haryana 121 300

...Respondent

Petition No. 17/2013

In the matter of: Petition seeking approval of the Hon'ble Commission to discontinue power procurement from uneconomic, unviable and imprudent PPA's commercial arrangement and agreement with THDC India Limited in the interest of consumers of Petitioner's licensed area of supply in NCT of Delhi.

Tata Power Delhi Distribution Ltd.
Through its **Managing Director**
Grid Sub Station Building
Hudson Lines, Kingsway Camp,
Delhi 110 009

...Petitioner

Vs.

THDC India Limited
Ganga Bhawan,
Pragatipuram, Bypass Road,
Rishikesh 249201

...Respondent

Coram: Sh. B. P. Singh, Member

Appearance:

1. Mr. M.G. Ramachandran, Adv. THDC
2. Ms. Poorva Saigal, Adv. THDC
3. Mr. Shubham Arya, Adv. THDC
4. Mr. Anurag Bansal, TPDDL
5. Mr. Ajay Kapoor, TPDDL
6. Mr. JK Sinha, TPDDL

7. Mr. Mithun Chakroborty, TPDDL
8. Mr. Sumit, TPDDL
9. Mr. Uttam Kumar, TPDDL
10. Mr. Sandeep Kumar, TPDDL
11. Ms. Anukriti Jain, TPDDL
12. Mr. S M Siddiqyi, THDC

INTERIM ORDER

(Date of Hearing: 17.10.2017)

(Date of Order: 24.10.2017)

1. The Instant Petitions have been filed by M/s TPDDL seeking approval of the Commission to discontinue power procurement from the PPAs, commercial arrangement and agreement made with M/s NHPC Ltd. and M/s THDC India Ltd.
2. Mr. M.G. Ramachandran, Advocate for M/s THDC India Ltd. submitted the plea that it is beyond the jurisdiction of the Commission to decide on the issue of surrender of power and such matter may be decided by the Central Government only.
3. It is ruled that this Commission is deliberating on the limited issue whether surrender of allocated power from certain stations of the Respondents merits any recommendation from the Commission so as the petitioner may approach the Central government in this regard.
4. It is a fact that with the passage of time the cost of power from hydroelectric plants of Respondents may perpetually decrease because of the recovery of cost through depreciation and therefore, economic viability of surrender of power has to be seen.
5. The Petitioner is directed to submit a cost benefit analysis till the period of validity of the PPA for each station within three weeks with a copy to the Respondents. The Respondents may file their submission on the cost benefit analysis within two weeks thereafter, with an advance copy to the Petitioner.
6. The next date of hearing will be intimated in due course.
7. Ordered accordingly.

Sd/-
(B. P. Singh)
Member