

Before

UTTARAKHAND ELECTRICITY REGULATORY COMMISSION

In the matter of:

Application seeking approval of UERC on the Draft Power Purchase Agreement between UPCL & Gamma Infraprop (P) Ltd.

In the matter of:

Uttarakhand Power Corporation Ltd. ... Petitioner

AND

M/s Gamma Infraprop (P) Ltd. ... Respondent No. 1

Power Transmission Corporation of Uttarakhand Ltd. ... Respondent No. 2

CORAM

Shri Subhash Kumar Chairman

Shri C.S. Sharma Member

Shri K.P. Singh Member

Date of Hearing: January 08, 2016

Date of Order: January 08, 2016

Heard the Petitioner and the Respondent in the matter. The Petitioner requested the Commission to allow adjournment of the hearing on the ground that it had to examine the terms and conditions of the PPA which would require further time. The Petitioner had submitted the draft PPA before the Commission for approval on 14.12.2015 and subsequently the notice for hearing was issued to both the parties on 15.12.2015. Based on the draft PPA submitted by UPCL, the Respondent executed an e-Bid RLNG Supply Agreement with GAIL (e-RSA) on 21.12.2015 which has huge financial implications on the Respondent in the event of failure to off-take gas as committed. The Petitioner's approach to this serious matter of long term power purchase appears to be frivolous. They neither did due diligence before submission of petition nor after issuance of notice. Their present request for extension is not accepted in view of imminent commissioning of Respondent's plant.

It is ordered –

- (a) Admit the petition.
- (b) Both the Petitioner and the Respondent are directed to jointly discuss and resolve the disagreements in drafts of PPA submitted by each of them within 10 days of the date of the order and resubmit the mutually agreed PPA before the Commission on or before 20.01.2016.

Ordered accordingly.

(K.P. Singh)
Member

(C.S. Sharma)
Member

(Subhash Kumar)
Chairman