

Before
UTTARAKHAND ELECTRICITY REGULATORY COMMISSION
Petition No. 01 of 2017

In the Matter of:

Investment Approval for Shifting of 132 kV lines in Dev Sanskriti Vishvavidyalaya Campus for Shri Vedmata Gayatri Trust, Shantikunj, Haridwar.

And

In the Matter of:

Power Transmission Corporation of Uttarakhand Limited (PTCUL)
Vidyut Bhawan, Near ISBT Crossing, Saharanpur Road,
Majra, Dehradun.

In the matter of:

Uttarakhand Power Corporation Ltd. (UPCL)Respondent No. 1

Shri Vedmata Gayatri Trust, Shantikunj, Haridwar.Respondent No. 2

Coram

Shri Subhash Kumar Chairman

Date of Order: 06th February , 2017

ORDER

This order relates to the Petition filed by Power Transmission Corporation of Uttarakhand Ltd. (hereinafter referred to as "PTCUL" or "the Petitioner") seeking approval of the Commission for shifting of 132 kV lines in Dev Sanskriti Vishvavidyalaya campus for Shri Vedmata Gayatri Trust Shantikunj Haridwar.

2. The Petitioner has submitted the above Petition for seeking approval of the Commission under UERC (Conduct of Business) Regulations, 2014 and Para 11 of Transmission Licence [Licence No. 1 of 2003].

3. The Petitioner in its Petition has submitted that presently there are five no. 132 kV lines connected with Jwalapur substation out of which 03 lines namely 132 kV Jwalapur-Chilla, 132 kV Bhupatwala-Chilla-Rishikesh & 132 kV Jwalapur-Rishikesh lines are passing through Dev Sanskriti Vishvavidyalaya campus of Shri Vedmata Gayatri Trust, Shantikunj Haridwar. Shri Vedmata Gayatri Trust, Shantikunj, Haridwar, had requested PTCUL to shift the above lines in the campus of Dev Sanskriti Vishvavidyalaya Shantikunj, Haridwar as these lines are passing over Hostel & College Buildings inside Campus and there is no adequate clearance between above mentioned 132 kV lines and Hostel & College Buildings as per standards. Accordingly, the Petitioner conducted a survey for shifting of the above lines and prepared an estimate of Rs. 132.45 lakhs. Accordingly, in the year 2010, Principle Secretary, Urban Development (Section-1) Uttarakhand Govt. had granted the administrative & financial approval of an amount of Rs. 94.62 lacs against the above estimate of Rs. 132.45 lacs.
4. The Petitioner submitted that the execution of the work as per proposed survey, could not be started as Respondent No. 2 i.e. Shri Vedmata Gayatri Trust, Shantikunj, Haridwar had constructed buildings in the earlier proposed route of the above 132 kV lines. The Petitioner further submitted that as per present site conditions re-survey has been conducted and the shifting of above 132 kV lines in the campus can only be possible through erection of 01 no. triple circuit utility pole, single circuit utility pole & 02 nos. 132 kV Towers. As such the cost in the present circumstances shall stand revised to Rs. 3.89 Crore including IDC. The Petitioner has stated that the amount of Rs 94.62 lacs released earlier by the GoU against the shifting of the said lines shall be adjusted from the final cost incurred in shifting of the aforesaid lines passing through the campus.
5. The estimated cost of work proposed by the Petitioner through the DPR submitted along with the Petition is as follow:

Particulars	Line Length (Kms.)	Type of Conductor	Project cost as per DPR (Rs. Cr.)	
			Excluding IDC	Including IDC
Shifting of 132 kV lines in Dev Sanskriti Vishvavidyalaya Campus of Shri Ved Mata Gayatri Trust Shantikunj Haridwar.	0.904	ACSR Panther Conductor	3.79	3.89

6. The Petitioner has submitted copy of extracts of the 54th Minutes of BoD Meeting of PTCUL held on 22.06.2016, wherein the Petitioner's Board has approved the Corporation's aforesaid proposal with a funding plan of 70% through loan assistance by financial institutions (REC) and balance 30% as equity funding from GoU.
7. For admissibility of the above proposal of the Petitioner, the Commission fixed a hearing on 18.10.2016, and the same was communicated to PTCUL vide Commission's letter No. 1049 dated 29.09.2016. The hearing was held on the scheduled date. The Commission observed that in lieu of the of shifting of the stated lines passing through the Campus, Shri Vedmata Gayatri Trust, Shantikunj, Haridwar, had provided a piece of land free of cost to UPCL for constructing of 33/11 kV S/s for improvement of the electricity supply to Shantikunj and nearby areas. Consequently, the Commission while issuing its daily Order dated 18.10.2016 made UPCL and Shri Vedmata Gayatri Trust, Shantikunj, Haridwar Respondents in the matter and Ordered that:

"UPCL & Shri Ved Mata Gayatri Trust, Shantikunj, Haridwar be made Respondents in the matter and Notices be sent to them alongwith copy of the Petitions for submitting their comments within one month from the date of the Order i.e. by 17.11.2016 with a copy of the comments to the Petitioner for filing counter reply before the Commission by 30.11.2016."

8. In compliance of the Order of the Commission, Shri Vedmata Gayatri Trust, Shantikunj Haridwar vide its letter No. SK/DSVV/132kv/App.99/2016/9 dated 03.11.2016 submitted their reply wherein they stated that for uninterrupted and quality supply during the Kumbh Mela 2010 and to surrounding areas in future, they had donated a piece of land in their Campus to UPCL for construction of 33/11 kV S/s and had desired that in lieu of this piece of land following works may be got done by the concerned Government agencies:
 - i. Independent Supply to Shantikunj
 - ii. Shifting of 132 Kv lines passing through Dev Sanskriti Vishvavidyalaya campus of Shri Vedmata Gayatri Trust, Shantikunj Haridwar.

9. The Respondent No. 2 informed that the 33/11 kV S/s was completed and charged on December 2009 before the start of Kumbh Mela 2010 on the land provided by them free of cost, however, the shifting of the stated 132 Kv lines is still pending for which funds amounting to Rs. 94.62 Lacs has already been released by GoU.
10. UPCL vide its letter No 3441 dated 21.11.2016 submitted its reply before the Commission, stating that for getting an independent supply from 32/11 Kv S/s and for uninterrupted and quality supply during Kumbh Mela 2010 Shri Vedmata Gayatri Trust donated a land, free of cost, to UPCL for construction of 33/11 V Sub-station in their campus. Construction of that substation was completed and an independent supply to Shantikunj was also given from the Sub-station, however no commitment regarding bearing cost for shifting of the proposed 132 kV lines was made by UPCL in lieu of price of land and same had been informed to Shri Vedmata Gayatri Trust by UPCL.
11. A hearing the matter was held on 09.01.2017 and the Petition was admitted by the Commission.
12. The Commission vide its letter No. 1574 dated 12.01.2017 issued a letter to the Petitioner and Shri Vedmata Gayatri Trust directing them to submit a mutually agreed and duly signed revised route map of the 132 V lines passing through the premises of Shri Vedmata Gayatri Trust Haridwar, under an affidavit to the Commission.
13. PTCUL vide its letter No. 71 dated 24.01.2017 submitted a mutually agreed duly signed revised route map of the proposed shifting of 132 kV lines passing the premises of Shri Vedmata Gayatri Trust, Haridwar.

Commission's Views and Decision

14. On further examination of the proposal and subsequent submissions/clarifications, submitted by the Petitioner and Respondents, the Commission observed that:

- (i) There was delay on the part of PTCUL in shifting of the said 132 Kv lines passing through the campus of Shri Vedmata Gayatri Trust, Haridwar which has led to increase in the cost of the proposed works.
 - (ii) Since Shri Vedmata Gayatri Trust, Haridwar kept their promise and donated a piece of land, free of cost, to UPCL for construction of 32/11 kV S/s which shall ultimately help UPCL, a corporation of GoU, in ensuring quality and reliable power to Shantikunj and nearby areas, the Commission feels that it is incumbent upon a Government agency, in this case PTCUL to urgently shift the said 132 kV lines passing through their premises.
15. Based on the submissions made by the Petitioner and Respondents and keeping in view the safety of the residents of the hostel inside campus, the Commission hereby grants in-principle approval of Rs. 3.89 Crores for the works proposed in the Petition under following terms and conditions:
- (i) The Petitioner should go for the competitive bidding for obtaining most economical prices from the bidders.
 - (ii) The Petitioner should seek least cost financing in accordance with the Regulations for meeting the balance cost of work i.e. Rs. 2.94 (3.89-0.9462) Crores.
 - (iii) All the loan conditions as may be laid down by the funding agency in their detailed sanction letter are strictly complied with. However, the Petitioner is directed to explore the possibility of swapping this loan with cheaper debt option available in the market.
 - (iv) After completion of the aforesaid scheme, the Petitioner shall submit the completed cost as well as DPR and financing of the scheme.
 - (v) The cost of servicing the project cost shall be allowed in the Annual Revenue Requirement of the petitioner after the assets are capitalized subject to prudence check of the cost incurred.

Ordered accordingly.

(Subhash Kumar)
Chairman