

ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT NIYAMAK BHAWAN
PLOT NO.-4, CHUNOKOLI, SHAILASHREE VIHAR
BHUBANESWAR - 751 021

Present: Shri U. N. Behera, Chairperson
Shri S. K. Parhi, Member
Shri G. Mohapatra, Member

Case No. 47/2020

M/s. Vedanta Limited	Petitioner
Vrs.		
GRIDCO Ltd.	Respondent

In the matter of: **An Application under Sections 61, 62, 64, 86 (1) & (b) and Section 86(1)(k) of the Electricity Act, 2003 read with Section 21 of the OER Act, 1995 read with OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2014 extended up to 31.03.2020 and Draft OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020 and other enabling provisions for determination of variable cost for supply of power from 2400 MW (4X 600 MW) thermal power plant of the petitioner (erstwhile known as Sesa Sterlite Ltd.) for a period of 5 years starting from FY 2019-20 to FY 2023-24 in terms of the Consolidated PPA dated 19.12.2012 executed between M/s. Sesa Sterlite Ltd. (now Vedanta Ltd.) with GRIDCO Ltd.**

For Petitioner: Shri Buddy Ranganathan, Advocate, Shri Hemant Singh, Advocate on behalf of M/s. Vedanta Ltd.

For Respondent: Shri R. K. Mehta, Advocate and Ms. Susmita Mohanty, AGM (PP), GRIDCO Ltd.

ORDER

Date of hearing: 03.11.2020

Date of order: 08.01.2021

M/s. Vedanta Limited has filed this application under Sections 61, 62, 64, 86(1) & (b) and Section 86(1)(k) of the Electricity Act, 2003 read with Section 21 of the OER Act, 1995 read with OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2014 extended up to 31.03.2020 and draft OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020 and other enabling provisions for determination of variable cost for supply of power from 2400 MW (4X 600MW) thermal power plant of the petitioner (erstwhile known as Sesa Sterlite Ltd.) for a period of 5 years starting from FY 2019-20 to FY 2023-24 in terms of the Consolidated PPA dated 19.12.2012 executed between M/s. Sesa Sterlite Ltd.(now Vedanta Ltd.) with GRIDCO Ltd. The petitioner has filed the above case with the following prayers:

- a. to determine the variable cost/ energy charges in terms of the consolidated PPA dated 19.12.2012 and allow pass through of actual landed cost of fuel utilized in the captive units-I, III & IV to the extent of 5% power supply to GRIDCO Ltd.
 - b. to allow the petitioner to use linkage coal in its captive units-I, III & IV of its (4X 600MW) TPP for the purpose of supplying the share of State entitlement of power to GRIDCO and accordingly give directions to increase quantum of linkage coal allocated to it commensurate with the State entitlement of power under the consolidated PPA in line with the conversion order.
 - c. To allow the petitioner to recover the actual cost of transportation of Ash incurred by it consequent to the mandate of MoEF Notification dated 25.01.2016.
 - d. To determine and approve Energy charge rate inclusive of the reimbursement of other charges as mentioned in the petition.
 - e. To allow the petitioner to recover carrying cost on the differential amount of tariff from the date of filing of the present petition till the date of disposal of the case.
2. The present petition has been filed inter alia on the basis of draft OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020. During hearing Shri Buddy Ranganathan, the Counsel for the petitioner prays for withdrawal of the above case as the issues herein shall be raised in their amended petition in Case No. 20/2020 and is related to approval of multi-year tariff for the Petitioner from FY 2019-20 to 2023-24. This will be based on final published OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020.
 3. Prayer of the petitioner for withdrawal of the case is allowed as the respondent has no objection.
 4. The case is dismissed as withdrawn.

Sd/-
(G. Mohapatra)
Member

Sd/-
(S. K. Parhi)
Member

Sd/-
(U. N. Behera)
Chairperson