

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

Present: Shri G. Mohapatra, Officiating Chairperson
Shri S. K. Ray Mohapatra, Member

Case No. 45/2022

M/s. GRIDCO Ltd.
Vrs.
DoE, GoO&Others

..... **Petitioner**

..... **Respondents**

In the matter of: Application under Section 86(1)(b) & (e) of the Electricity Act, 2003 read with Section 21 of the Odisha Electricity Reform Act, 1995 and other enabling provisions seeking for an approval of the Hon'ble Commission with regard to the Power Sale Agreement (PSA) executed between GRIDCO and NVVN Ltd. on dated 12.01.2011 for procurement of 20 MW bundled power under 'New Projects Scheme' under Phase-1 of Jawaharlal Nehru National Solar Mission (JNNSM) bundling equivalent capacity of solar and thermal power from the unallocated quota of Eastern Region NTPC coal based stations towards meeting the Renewable Purchase Obligation (RPO).

For Petitioner : Shri P.K. Das, CGM(PP) and Ms. Saswati Mohapatra, Manager (PP), GRIDCO Ltd.

For Respondent : Shri Abhay Bhattad, M/s. NTPC Ltd.; Shri V. Wagle, (Head Regulatory Affairs), TPSODL; Shri Puneet Munjal (Head Regulatory Affairs), TPCODL; Shri K.C. Nanda, GM (RA&Strategy), TPWODL; Ms. Malancha Ghose, DGM(RA), TPNODL; Shri Sukanta Kumar Panda, Sr. GM (RT&C), OPTCL and Shri R.P. Mahapatra are present. Nobody is present on behalf of DoE, GoO.

ORDER

Date of hearing: 13.12.2022

Date of Order:30.12.2022

The Petitioner M/s. GRIDCO Ltd. has filed present petition under section 86(1)(b) & (e) of the Electricity Act, 2003 read with Section 21 of the Odisha Electricity Reform Act, 1995 and other enabling provisions seeking for an approval of the Commission with regard to the Power Sale Agreement (PSA) executed between GRIDCO and NTPC Vidyut Vyapar Nigam Limited (NVVN) on 12.01.2011 for procurement of 20 MW bundled power under "New Projects Scheme" under Phase-I of JNNSM bundling equivalent capacity of solar and thermal power from the unallocated quota of Eastern Region NTPC coal based stations towards meeting the Renewable Purchase Obligation (RPO).

The PSA is for purchasing 20 MW of Solar Power located in two states viz (a) 5 MW located in Bolangir Dist., Odisha; and (b) Two projects of 10 MW and 5 MW located in Rajasthan. Further, as per the bundling scheme prevailing at that time, an equivalent power (about 20 MW) from thermal plant of NTPC has been made available to GRIDCO Ltd.

2. The Petitioner, GRIDCO has prayed the Commission to consider for approval of the PSA executed with NVVN on dated 12.01.2011 towards availing for 20 MW Solar capacity under 'New Projects Scheme' under Phase-1 of Jawaharlal Nehru National Solar Mission bundled with equivalent capacity of thermal power from the unallocated quota of ER NTPC coal based stations for fulfilling the RPO of GRIDCO.

3. The Petitioner M/s. GRIDCO Ltd. has submitted the following:

- a) MNRE, GoI launched Jawaharlal Nehru National Solar Mission (JNNSM) to set up 1000 MW Grid- Connected Solar Power Projects under Phase-I by 2013. The Mission had set a target of 20,000 MW and stipulated implementation and achievement of the target in 3 phases (First phase up to 2012-13, Second phase from 2013-2017 and Third phase from 2017-2022) for various components including utility Grid-Connected solar power. In order to facilitate Grid-Connected solar power generation under the first phase, JNNSM provided for a Scheme of “Bundling” relatively expensive solar power at that time with cheaper thermal power from the unallocated quota of the Government of India out of the capacity of the NTPC coal based stations.
- b) In order to implement the aforesaid Scheme of JNNSM, NVVN had been designated as the Nodal Agency to procure Solar Power through PPAs and sell the bundled power (relatively Costly Solar power bundled with equivalent capacity of thermal power from unallocated share of the NTPC stations to make the bundled power cheaper) to the State DISCOMs through Power Sale Agreements (PSAs) at a rate as per CERC Regulations.
- c) Under “New Grid connected Solar Projects” Scheme, Phase-I of JNNSM, NVVN invited applications for RfS (Request for Selection) on 18.08.2010 for a capacity of 650 MW (150 MW from Solar PV projects and 500 MW from Solar Thermal Projects). The RfP (Request for Proposal) was aimed at shortlisting of Solar Developers for offering maximum discount on the prevailing CERC Generic tariff for the Solar PV Projects during FY 2010-11 & 2011-12.
- d) The Department of Energy, GoO vide its letter dated 13.12.2010 forwarded the letter of NVVN dated 26.11.2010 regarding Expression of Interest (EoI) for purchase of Solar Power by the State DISCOMs under the said scheme and requested for signing of the PSA with NVVN. In confirmation with OERC Order dated 30.09.2010 in Case

No.59/2010 in the matter of Suo-motu proceeding for finalization of OERC (Renewable Purchase Obligation and its Compliance) Regulations, 2010, GRIDCO vide its letter dated 24.12.2010, requisitioned for tie-up of 20 MW bundled capacity under JNNSM, Phase-I.

- e) NVVN vide letter dated 03.01.2011 requested GRIDCO for signing of the Standard PSA for the requisitioned 20 MW Solar power bundled with the equivalent capacity of thermal power from the unallocated quota of ER NTPC Stations, before 07.01.2011 as the Power Purchase Agreement between the Solar developers and NVVN were expected to be signed by 8th– 10th January 2011. The PSA was executed with NVVN Ltd. on 12.01.2011.
- f) The salient features of the PSA dated 12.01.2011 are as detailed below:
- i. The Effective Date of PSA is date of execution by both Parties i.e. 12.01.2011.
 - ii. Terms of Agreement shall be for 25 years from CoD of Solar Projects.
 - iii. GRIDCO shall be responsible for obtaining & maintaining LTA from the delivery point to its receiving Substation.
 - iv. GRIDCO will pay all the charges pertaining to Open Access from the Delivery point to Receiving Substation. Any charges payable for Open Access on behalf of GRIDCO by NVVN / Solar Power Developer (SPD) shall be reimbursed by GRIDCO.
 - v. The energy details obtained from the Regional Energy Accounts shall be provided by NVVN along with a monthly bill.
 - vi. A rebate of 2 % shall be payable to GRIDCO for the payments made on the 1st Business Day of the month and payments beyond 1st Business Day up to Due date shall be allowed rebate of 1%. Any payment made by GRIDCO on date of presentation of Bill, a rebate of 2 % shall be payable, if the Bill is raised beyond 1st Business Day of the Month, in case it is delivered on or before 12.00 noon, else it would be the Next Business Day.
 - vii. GRIDCO has to provide NVVN, an unconditional, revolving and irrevocable Letter of Credit (LC) opened and maintained by GRIDCO under Payment Security Mechanism.
 - viii. NVVN, at any time during a Contract Year, shall not be obliged to purchase any additional energy from SPD beyond 36.792 MU (CUF @ 21 % for Solar PV). If for any Contract Year, it is found that the SPD has not been able to generate minimum energy of 21.024 MU (CUF @ 12 % for Solar PV), on account of reasons solely attributable to SPD, the non-compliance by SPD shall make SPD

liable to pay compensation provided in PSA as payable to GRIDCO and shall duly pay such compensation to NVVN to enable NVVN to remit the amount to GRIDCO. This compensation shall be proportional to the amount of shortfall in solar energy during the Contract Year.

- ix. Apart from the above, other terms and conditions like Third Party Sales by NVVN, Disputed Bill, Force Majeure, Change in law, Events of Default and Termination, Liability and Indemnification, Assignments and Charges, Governing Law and Dispute Resolution, Notices, Taxes and Duties, Independent Entity have been incorporated as per prevailing standard procedure.
 - g) Under the aforesaid Scheme, GRIDCO initially availed 5 MW Solar power through NVVN from 5 MW Solar PV project developed by M/s Aftaab Solar Pvt. Ltd. located at Sadeipalli, Bolangir commissioned on 07.02.2012 and 5 MW Bundled power was scheduled to GRIDCO w.e.f. 01.05.2012. 00:00 Hrs. Another 15 MW of bundled power is being availed from Rajasthan in phases bundled with equivalent quantum of thermal power from the 5 nos. of ER NTPC Stations such as Farraka STPS - 1 & 3, Kahalgaon TPS – 1 & 2 and Talcher STPS–1.
 - h) As per Clause 5 and Schedule-3 of the PSA dated 12.01.2011, GRIDCO is making the monthly payment to NVVN on the basis of the Weighted Average Rate of the all solar generators under the scheme, thermal power at the Energy charges of the respective ER NTPC stations along with NVVN trading margin of Rs.0.07/kWh.As per the terms and conditions of the PSA, GRIDCO is bearing all the charges & losses of the STU transmission network of Rajasthan at the rate specified by Rajasthan Electricity Regulatory Commission.
4. The Respondent Shri R.P. Mahapatra submitted the following:
- a) As per Section 86(1)9(b) of the Electricity Act, 2003, Regulation 51(1) of the OERC (Conduct of Business)Regulations, 2004, and Clause 22.2 of the Appendix -4(A) of the OERC (Conduct of Business) Regulations, 2004, GRIDCO as the ‘Deemed Distribution Licensee’ is required to obtain prior approval of the Commission before entering into a PPA or PSA with an entity for procurement of power for distribution in a state. The PSA for sale of bundled power on Long Term basis with NVVN was executed by GRIDCO without prior approval of the Commission. However, GRIDCO has submitted its petition for approval of its PSA dt.12.01.2011 only on 30.08.2022.GRIDCO Ltd. should explain as to why no action was taken to submit the PSA dt.12.01.2011, for the approval of the Commission till 30.08.2022.GRIDCO has been drawing power from NVVN under this PSA dt.12.01.2011. The Commission

also has been allocating power under this PSA towards procurement & Cost of Solar Power in the Approval of ARR & Determination of BSP of GRIDCO with effect from the FY 2012-13. In no years the Commission has made any comments or issued any directions to GRIDCO to submit the PSA with NVVN for approval.

- b) During the hearing of the Case No.24/2021 relating to approval of PSA executed between GRIDCO Ltd and SECI Ltd for procurement of 70 MW Solar power under Phase-II, Batch-I of the VGF Scheme under JNNSM, this Respondent had requested the Commission to direct GRIDCO to procure power in future with the approval of PPA/PSA. However, no such directions were issued. It therefore raises a genuine question as to the authority of GRIDCO to source power at its sweet will and pleasure without following the statutory procedures in the Electricity Act, 2003 and the OERC (Conduct of Business) Regulations, 2004.
- c) The PSA between GRIDCO and NVVN Ltd dt.12.01.2011 is for procurement of 20 MW bundled power under Phase-I of JNNSM. Therefore, 20 MW of thermal power from the unallocated quota of East Region NTPC coal based station is also to be supplied under the PSA. However, in none of the financial years GRIDCO has submitted the proposal nor the Commission has taken into account, the bundled energy to be received from NTPC thermal stations.
- d) The data submitted shows widely varying quantum of thermal power sourced by GRIDCO in the different years. The quantum of energy to be received from NVVN Ltd from E.R. Thermal Stations of NTPC should be based on PLF of around 85%. However, the quantum of thermal power in many years is based on a PLF of around 60% only. Therefore, GRIDCO may furnish the following clarifications:
 - i) Reasons for lower drawal of thermal power from NVVN Ltd.
 - ii) Why this entitlement of thermal power from the E.R. Thermal Stations under this scheme has not been shown separately in the Application submitted to OERC for approval of ARR & BSP of GRIDCO for a financial year.
 - iii) Copies of the monthly invoices of NVVN Ltd under the Scheme for different years may be submitted.
- e) In none of the years GRIDCO has submitted in its application for approval of ARR and BSP, the quantum of thermal power towards bundling under Phase-I of JNNSM. The ARR and BSP application of GRIDCO for different years provides separately for the drawal of RE power and power from thermal power stations in central sector, without indicating anything regarding bundled power.

- f) The Commission has not permitted drawl of power under Merit Order from some of the Central Sector Thermal Power Stations in the ARR and BSP of GRIDCO. In spite of this the total quantity of power scheduled for procurement from different sources, is nearly 7000 MU more than the requirement of the state. It is not clear whether thermal power from these thermal power stations is being procured by GRIDCO under the scheme for bundled power.
- g) The Commission may pass orders that no PPA/BSA be entered in to by GRIDCO for procurement of power for use of the consumers in the state, without the prior approval of the Commission. The Commission may also direct that in view of the adequacy of power being procured by GRIDCO for consumption within the state, the thermal power for bundling may be surrendered. Till such time, GRIDCO should provide separately towards drawl of thermal power for bundling in ARR & BSP application indicating name of Central Thermal Power Stations from which it would be drawn. The Commission may not schedule drawl of power by GRIDCO from any source unless the PPA/ PSA has been approved.
5. In pursuance to the reply of Respondent Shri R.P.Mahapatra, GRIDCO has stated the following:
- a) To meet the RPO target, GRIDCO has executed the said PSA and GRIDCO has been availing the power since FY 2012-13, which is being reflected in the ARR of GRIDCO every year. The Commission has been allowing GRIDCO to procure power from the 20 MW Bundled Power project in its ARR and BSP orders with effect from the CoD to meet the RPO target and monitoring the same from time to time. While, solar component of the bundled power is reflected under Renewable Energy account, equivalent thermal bundled power is reflected under NTPC thermal Stations account.
- b) The primary objective of 'Bundling' Scheme is to facilitate Grid connected solar power generation which were relatively expensive at that time to be bundled with cheaper power from thermal stations of NTPC, which would simplify off-take of solar power and minimize financial burden and encourage the investors in Solar Sector for launch of "Solar India".
- c) GRIDCO availed the full capacity of 20 MW bundled power since December 2014 only. GRIDCO has been allocated with 20 MW equivalent thermal power from unallocated share of NTPC Stations such as FSTPS- I & II, KhSTPS- I&II and TSTPS-I. NVVN Ltd. was only designated as Nodal Agency by GoI for Implementing the Scheme. Any drawl from the above mentioned NTPC thermal stations depends upon the Plant availability and Scheduling of power for the billing

period. It is to be mentioned that GRIDCO has also executed PPAs with NTPC for availing thermal power along with allocated shares from these Stations. The lower drawl of thermal power from the stations are due to lower Cumulative PLF, outages and surrender of power from beneficiaries due to high cost on basis of Merit Order.

- d) With regard to the request regarding submission of monthly invoices of NVVN Ltd., the copies of the monthly invoices for the months of April & December for the year 2020,2021 & 2022 are separately submitted through mail along with Rejoinder.
 - e) It is mandated by the Commission to meet RPO target on behalf of four DISCOMs. In order to meet the specified RPO target and to avoid any penalty for shortfall in RPO compliance, GRIDCO entered into several PPAs/PSAs with RE developers towards procurement of RE power, most of which have already been approved by the Commission and remaining few are placed before the Commission for approval.
6. The Respondent TPSODLhas submitted the following:
- a) The above PSA is in vogue i.e. for the last many years, the power has been availed by the GRIDCO and same has been included in their ARR for the purpose of determination of the Bulk Supply Price (BSP) for DISCOMs.Though the PSA has not been approved by the Commission, the impact of the same has been considered/approved by the Commission and included in the determination of cost of power purchase in the tariff orders of GRIDCO by the Commission. In other words, the impact in terms of tariff on the DISCOMs has already been factored in and there will no change even if the PSA would be approved at this point of time.
 - b) The tariffs of the Solar Projects have been discovered under the Competitive Bidding mechanism and the tariffs so discovered, though they are high as compared to the present tariff, were appropriate during the period at that point of time.The energy generated from the solar project is about 29.72 MUs and the same is being used to meet the RPO of the state. In view of the above, we have no objection to regularization of the PSA proposed by GRIDCO.
7. The views of Respondent TPNODL is as follows:
GRIDCO, being the State Designated Entity, to procure power for the state on behalf of four DISCOMs is also mandated by OERC to procure RE power to fulfill the Renewable Purchase Obligation as specified by the OERC.TPNODL have no objection to regularization of the PSA proposed by GRIDCO.
8. The views of Respondent TPCODL are as follows:
- a) GRIDCO Ltd. is making payment to NVVN on the basis of Weighted Average Rate of all solar generators under the Scheme for Solar power and is making payment for

Thermal power at the energy charges of the respective ER NTPC station alongwith trade margin of Rs.0.07/kWh. In view of the same, TPCODL has no objection in regularization of the said plants.

- b) With regard to the thermal capacity bundled alongwith this solar capacity, the 25 year terms of PPAs of FASTPS- I & II and KhSTPS –I was valid upto 30.06.2021 and 30.07.2021 respectively. GRIDCO Ltd. has relinquished its share of power from these plants except 14 MW which includes 5 MW bundled thermal power from KhSTPS-I and 9 MW from FSTPS – I & II. In the Tariff Order of FY 2022-23, the Commission has approved the fixed cost for the 14 MW bundled thermal power while power is not expected to be scheduled from the said plants due to high variable cost. Since, the energy cost is very high from the aforementioned plants, Commission may consider to direct GRIDCO Ltd. to relinquish the said 14 MW capacity also.

9. In pursuance to the reply of Respondent TPCODL, GRIDCO has submitted the following:

- a) As per the guidelines issued by MoP, GoI on dated 22.03.2021 regarding enabling the DISCOMs to either continue or exit from the PPA after completion of life as per the term of the PPA, GRIDCO share of 218 MW thermal power from FSTPS-I & II and 128 MW from KhSTPS-I were relinquished since 01.09.2021. But, at Para 2.VI of the said guidelines, it is mentioned that “States may also relinquish the entire unallocated power from the CGSs (except some specific allocations e.g power which has been bundled with solar etc.). Part relinquishment of share from unallocated pool of power shall not be feasible and accordingly shall not be allowed.
- b) As per the directions of Commission, vide Order dated 29.10.2021 passed in Case No.43/2021, in the matter of seeking approval of the Commission for relinquishment of share of power in the PPA executed between NTPC & GRIDCO for purchase of power from FSTPS-I &II and KhSTPS-I of NTPC stations beyond its useful life of 25 years, GRIDCO, vide letter dated 07.01.2022, issued Notice to NTPC for permanent relinquishment of the 14 MW of solar equivalent bundled thermal power from FSTPS-I & II and KhSTPS-I of NTPC stations. NTPC in its reply dated 19.01.2022 mentioned the Para 2.IV of the MoP, GoI Notification dated 22.03.2021 and clarified that, GRIDCO may take up the de-allocation request of 14 MW with the MoP, GoI.
- c) In line with Para 2 (V) of the MoP Notification dated 22.03.2021, GRIDCO, vide its letter dated 07.01.2022, has also requested to Dept. of Energy, GoO to take up the matter with MoP, GoI for consideration of relinquishment of power from FSTPS-I & II & KhSTPS-I alongwith 14 MW solar equivalent thermal power from those stations.

10. The submission of TPWODLis as follows:
- a) There has been a delay of around 11 years in placing the said PSA (12.01.2011) for its approval before the Commission. The PPA was signed at a time when the business of distribution and retail supply was with erstwhile WESCO and the same PSA was not placed before Commission for approval. The financial year wise 20 MW generation data provides that the rate of NVVN solar power has been in the range of Rs.10.58/unit to Rs.12.29/unit making a weighted average rate of Rs.10.96 /unit.
 - b) The applicant had signed the PSA at a time when the market rate of solar power was quite high and the PSA was yet to be approved by Commission. The respondent is of the view that, for benefit of the stakeholders, the price as continuing may please be re-negotiated as per the current trends in the solar power market.
 - c) It can be seen that price of RE sources recently approved by the Commission for the state of Odisha/sources for which GRIDCO has sought the consent are far below the NVVNs weighted average rate. Under the SECI auction concluded recently, the lowest bidder quoted a tariff of Rs.2/kWh for 600 MW capacity. Technological advancement & low cost of financing solar projects have gradually and significantly reduced the solar power purchase cost.
 - d) Taking into account the above submissions with respect to cheaper solar power available in the market and for reducing the tariff burden on the consumers, the respondent requests the Commission to provide appropriate direction to re-negotiate the tariff of solar power with the developer at par with the current market trend.
11. Submission of Respondent OPTCLis as follows:
- a) GRIDCO is making payment to NVVN on the basis of Weighted Average Rate of all solar generators under the Scheme, thermal power at the energy charges of the respective NTPC station alongwith NVVN trading margin of Rs.0.07/kWh. The transmission charges and SLDC charges on above transactions shall be applicable appropriately as directed by the Commission from time to time.
 - b) The Commission may approve the said PSA dt.12.01.2011 executed between NVVN and GRIDCO towards meeting the RPO.
12. Heard the Petitioner & Respondents through virtual mode and considered their written submissions and arguments. The Commission observed that:
- a) The Petitioner-GRIDCO has filed the present petition for approval of the Commission, the Power Sale Agreement (PSA) executed between GRIDCO and NVVN Ltd. on 12.01.2011 for procurement of 20 MW bundled power under 'New Projects Scheme' under Phase-1 of JNNSM bundling equivalent capacity of solar and

thermal power from unallocated quota of NTPC coal based stations in Eastern Region towards meeting RPO.

- b) In order to facilitate Grid-Connected solar power generation under the first phase, JNNSM provided for a Scheme of “Bundling” relatively expensive solar power at that time with cheaper thermal power from the unallocated quota of the Government of India out of the capacity of the NTPC’s coal based stations.
- c) The objective of ‘Bundling’ Scheme is to facilitate Grid connected solar power generation which was relatively expensive to be bundled with cheaper power from thermal stations of NTPC.
- d) The NVVN had been designated as the Nodal Agency to procure Solar Power through PPAs and sell the bundled power through PSAs at a rate as per CERC Regulations.
- e) GRIDCO had availed 5 MW of bundled solar power against the said scheme since 01.05.2012 from M/s. Aftaab Solar Pvt Ltd. (the SPD) connected to Sadeipalli S/s. in Bolangir district of Odisha. Another 10 MW and 5 MW of bundled solar power are being availed from Rajasthan since August 2013 and December 2014 respectively and GRIDCO has been bearing the transmission charges & losses of STU of Rajasthan at the rate specified by Rajasthan Electricity Regulatory Commission (RERC). The Solar Power was bundled with equivalent quantum of thermal power from the 5 nos. of NTPC’s coal based generating Stations in Eastern Region (ER) such as Farraka STPS - 1 & 3, Kahalgaon TPS – 1 & 2 and Talcher STPS–1.
- f) As per the PSA, GRIDCO is making monthly payment to NVVN on basis of Weighted Average Rate of all solar generators under the scheme and thermal power at the Energy charges of the respective Generating stations of NTPC in ER along with NVVN’s trading margin of Rs.0.07/kWh. The solar component of the bundled power is reflected under Renewable Energy account, equivalent thermal bundled power is reflected under NTPC’s thermal Stations account.
- g) The tariffs of the Solar Projects have been discovered under Competitive Bidding mechanism. The solar tariff so discovered is high as compared to the present tariff but were appropriate at that point of time when the PSA was signed.
- h) GRIDCO has further stated that Commission has been allowing GRIDCO to procure power from the 20 MW Bundled Power project in its successive ARR and BSP orders with effect from the CoD to meet the RPO target. Though the PSA has not been approved by the Commission, the impact in terms of tariff is being factored in the ARR of GRIDCO and hence post approval of PSA will have no implications on consumer.

- i) All four DISCOMs (TPCODL, TPNODL, TPSODL, TPWODL) and OPTCL have no objection in regularization of said PSA proposed by GRIDCO through approval of the Commission.
- j) In line with Para 2 (V) of the Ministry of Power (MoP) Notification dated 22.03.2021, GRIDCO, vide its letter dated 07.01.2022, has also requested to Dept. of Energy, Government of Odisha (GoO) to take up the matter with MoP, Government of India (GoI) for consideration of relinquishment of power from FSTPS-I & II & KhSTPS-I alongwith 14 MW solar equivalent thermal power from those stations.
13. In view of the above observations, the Commission grants *post-facto* approval of the aforesaid PSA executed between GRIDCO and NVVN Ltd. on 12.01.2011 for procurement of 20 MW of solar power under 'New Projects Scheme' under Phase-1 of JNNSM bundledwithequivalent capacity of thermal power from unallocated quota of coal based stations of NTPC in Eastern Region for fulfilling the RPO of GRIDCO.
14. The petitioner has prayed for *post-facto* approval of PSA executed between GRIDCO and NVVN on 12.01.2011 after a gap of about 11 years. The Commission is of view that drawal of power from generating stations without prior approval of PPA by the Commission is not proper & desirable. In this regard, the letter No.114 dated 19.01.2021 of the Commission should be strictly followed.
15. The case is accordingly disposed of.

Sd/-
(S. K. Ray Mohapatra)
Member

Sd/-
(G. Mohapatra)
Officiating Chairperson