



Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17.

No. F.11(1741)/DERC/2019-20/CF 6655/

Petition No. 69/2019

**In the matter of : Petition for approval of differential claim of PPAC for April – June' 19
filed by NDMC.**

New Delhi Municipal Council

.... Petitioner

Coram:

Hon'ble Sh. Justice S S Chauhan, Chairperson

Hon'ble Sh. A.K. Singhal, Member

Hon'ble Dr. A. K. Ambasht, Member

ORDER

(Date of Order: 24.08.2020)

1. The instant Petition has been filed by New Delhi Municipal Council (NDMC) for approval of differential Power Purchase Cost Adjustment Charges (PPAC) for April – June '19 of FY 2019-20 in accordance with Section 62 (2) of the Electricity Act, 2003 read with Regulation 134 of the DERC (Terms and conditions for determination of Tariff) Regulations, 2017 and Regulation 30 of the DERC (Business Plan) Regulations, 2017.
2. Petitioner's submission:
 - i. Based on the audited accounts and records for the period April' 2019 to June' 2019 of FY 2019-20, the Petitioner has calculated the proposed PPAC percentage in line with the PPAC methodology specified by the Commission and it sums up to 5.36%. The Petitioner has levied PPAC of 4.50% pertaining to the period from April 19 to June 19 from the next billing cycle, i.e. for next three months with effect from 10th August, 2019.
 - ii. Further, the instant Petition has been filed for seeking permission of this Commission to levy differential PPAC claim of 6.81% i.e. (11.31 %-4.50%) on the consumers of the Petitioner.
3. Commission's Analysis:
 - i. The claim of the Petitioner has been scrutinized by the Commission and it is observed that the Petitioner has made the calculation of claim on the basis of the Tariff order for Financial Year 2019-20, whereas, the claim period pertains to the period of Tariff order i.e. Financial Year 2018-19. This

discrepancy was brought to the notice of the Petitioner and on the date of last hearing i.e. 12.03.2020 the Petitioner requested the Commission to discuss and reconcile the matter with officers of the Commission. Accordingly, a meeting was held on 18.03.2020 with the Petitioner and officers of the Commission, wherein the Petitioner submitted that the claim of current PPAC may be subsumed in the next tariff order.

- ii. Considering the request of the Petitioner to subsume the claim in the next tariff order, the Petition has become infructuous and requires no order. However, it is made clear that, if the PPAC charged by the Petitioner is more than the actual PPAC, the Petitioner shall be liable to pay penal amount/interest on excess amount recovered as well as the excess amount recovered shall be adjusted against other receipts of the Petitioner.

4. Ordered Accordingly.

Sd/-
(A.K. Ambasht)
Member

Sd/-
(A.K. Singhal)
Member

Sd/-
(Justice S S Chauhan)
Chairperson