

Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017.

F.11(2289)/DERC/2024-25/8315

Review Petition No. 66/2024

In the matter of: Petition u/S 94(1) of the Electricity Act, 2003 seeking review/rectification of Order dated 20.12.2024 in Petition No. 55/2024 seeking approval to levy differential Power Purchase Cost Adjustment Charges (PPAC) incurred during July to September, 2024.

BSES Rajdhani Power Ltd.Petitioner

Coram:

Justice (Retd.) Jayant Nath, Chairperson
Sh. Ram Naresh Singh, Member
Sh. Surender Babbar, Member

Appearance:

Mr. Buddy A. Ranganadhan, Sr. Advocate, BRPL

ORDER

(Date of Order: 21.01.2025)

1. The instant Review Petition has been filed for seeking to review/rectify Order dated 20.12.2024 passed by the Commission in Petition No. 55 of 2024 and prayed for allowing the differential PPAC for Q2 of FY 2024-25 at 18.25% (as opposed to 9.44%).
2. Ld. Counsel for the Petitioner has submitted that in Para 8 of the Order dated 20.12.2024, passed in Petition No. 55 of 2024, this Commission has held as follows:

“8. The claim of BRPL for the additional PPAC to the extent of 9.08% citing the ad hoc addition in the preceding quarter by the Commission has not been considered in line with DERC (Business Plan) Regulations, 2023.

9. In view of above, the Commission accords approval of PPAC for Q2 FY 2024-25 as follows:

Quarter	PPAC claimed by DISCOM	PPAC computed & allowed
Q2 FY 2024-25	18.52% (=10.25% +7.94%* +9.08%** - 8.75%***)	9.44% (=10.25% +7.94%* - 8.75%***)

Note: * PPAC @ 7.94%, as allowed by Commission vide Tariff Order dated 30.09.2021 for meeting the Revenue gap.

**Under-recovery of Q1 of FY 2024-25 vide Order dated 20/09/2024

***Suo-motu levy of PPAC as per clause 30(4) of DERC (Business Plan) Regulations, 2023”

3. Ld. Sr. Counsel for the Petitioner has urged as follows:
 - (a) Firstly, it has been urged that perusal of Para 8 of the Impugned Order seems to show that this Commission has taken a view that additional PPAC to the extent of 9.08% has not been considered in view of DERC (Business Plan) Regulations, 2023. This appears to be incorrect.
 - (b) Ld. Sr. Counsel further submits that the Commission may allow the recovery of 9.08%, over the next few quarters.
4. Given the facts and circumstances, we would only like to clarify that Para 8 of the Impugned Order dated 20.12.2024 does not, in any manner, preclude or inhibit the Petitioner from raising any issues regarding the claimed 9.08%, stated as above which is pertaining to the claim of past period, when the Commission takes up the true-up order.
5. With the above observations, the Petition is disposed of accordingly.

Sd/-
(Surender Babbar)
Member

Sd/-
(Ram Naresh Singh)
Member

Sd/-
(Justice (Retd.) Jayant Nath)
Chairperson