



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

F.11(2008)/DERC/2022-23/7487

**Petition No. 42/2022**

**In the matter of:** Petition under Section 62(4) of the Electricity Act, 2003 Read With Regulation 134 of the Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff) Regulations, 2017 and Regulation 30 of the Delhi Electricity Regulatory Commission (Business Plan) Regulations, 2019 read with the Delhi Electricity Regulatory Commission Conduct of Business Regulation 2001, seeking this Hon'ble Commission to allow Petitioner to levy Differential Power Purchase Cost Adjustment Charges (PPAC) pertaining to the period commencing from April'22 and ending in June'22 of FY 2022-23.

**Tata Power Delhi Distribution Limited**

**.... Petitioner**

**Coram:**

**Hon'ble Shri Justice Shabihul Hasnain 'Shastri', Chairperson**  
**Hon'ble Dr. A.K. Ambast, Member**

**Appearance:**

Mr. Buddy A. Ranganadhan, Adv., TPDDL

**ORDER**

(Date of Order: 09.01.2023)

1. The instant Petition has been filed by Tata Power Distribution Ltd. seeking permission of the Commission to Levy the differential Power Purchase Cost Adjustment Charges (PPAC) pertaining to the period commencing from April'22 and ending June'22 i.e. the first quarter of FY 2022-23 in accordance with Section 62(4) of the Electricity Act, 2003 read with Regulation 134 of the Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff) Regulations, 2017 along with Regulation 30 Delhi Electricity Regulatory Commission (Business Plan) Regulations, 2019.
2. The Petitioner has filed an amendment application under Order VI Rule 17 of the Code of Civil Procedure, 1908 (CPC) seeking amendment of the Petition in order to place on record the events that have transpired after filing of the instant Petition. The Commission vide its Order dated 22/11/2022, the Amendment Application has been allowed.

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**WEAR FACE MASK**

**WASH HANDS REGULARLY**

**MAINTAIN SOCIAL DISTANCING**

3. The Petitioner has filed the present Petition seeking differential levy of 5.62% (i.e. 14.37% - 8.75%) of PPAC over and above already being levied at that time of filing of the present Petition in terms of the following:
  - a. PPAC of 8.50% as per Commission's letter dated 06/05/2022.
  - b. PPAC of 2% as per Commission's letter dated 10/06/2022.
  - c. PPAC of 8.75% being a suo-moto levy in terms of the extant regulatory framework.
  
4. Further, post filing of the present Petition, the Petitioner wrote to the Commission vide its letter dated 17/08/2022, requesting permission for levying additional PPAC considering unprecedented increase in power purchase cost primarily due to increase in power purchase costs due to blending of imported coal by domestic coal based generating stations by virtue of Section 11 notification by Ministry of Power. Thereafter, the Commission in the matter of "Impact of Blending of Imported Coal, Increase in Gas Price and reallocation of 500MW of Dadri - II Power from Delhi to Haryana" keeping in view the rising cost of fuel, passed order dated 31/08/2022 ("Continuance of PPAC Order") wherein the Commission directed that the PPAC as applicable on 31/08/2022 shall continue till any further orders are passed in this regard.

**COMMISSION'S ANALYSIS:**

5. The Commission vide its Order dated 31/08/2022 keeping in view the then current scenario on account of impact of Blending of imported Coal, increase in Gas prices & reallocation of 500 MW of Dadri-II Power continued the PPAC applicable on 31/08/2022 till further Orders which was 19.25% for TPDDL with following sub-components (8.75% + 8.50% + 2.00%):
  - a) Suo-motu PPAC of 8.75% in line with Business Plan Regulations, 2019 against Q1 FY-23;
  - b) Differential PPAC of 8.5% (as per DERC letter dated 6/05/2022);
  - c) Additional PPAC of 2% due to Blending of Coal which was valid till 31/08/2022 as per DERC Letter dated 10/06/2022.

6. The Figures and Formula as submitted by the Petitioner have been examined on the basis of Audited Power Purchase Certificate and actual bills submitted by the Petitioner.

7. Accordingly, the brief detail of the PPAC to be allowed by the Commission is as under:

Sr. No.	Particular	Unit	Q1
A	Total units procured in last quarter from Power stations having long term PPAs	MU	3494
B	Proportionate bulk sale of power from Power stations having long term PPAs in (n-1)th Qtr (in kWh)	MU	-455.9
C	Difference in Actual average Power Purchase Cost (PPC) vs. Projected average Power Purchase Cost (PPC) from power stations	Rs./kWh	0.82
D	Actual Transmission Charges paid in the (n-1)th Qtr	In Rs. Cr	272.1
E	Base Cost of Transmission Charges for (n-1)th Qtr = (Approved Transmission Charges/4)	In Rs. Cr	245.7
Z	Power Purchased		2943.27
	<b>PPAC</b>		<b>14.43%</b>

8. In view of above, the PPAC for Q1 of FY 2022-23 is as follows:

A	B	C	D	E	F
Quarter of FY 2022-23	PPAC claimed By TPDDL	PPAC self-levied by TPDDL	Differential PPAC Sought (B-C)	Actual PPAC as per Bills verification and prudence check	Balance PPAC (%) (E-C)
Q1 FY 2022-23	14.37%	8.75%	5.62%	14.43%	5.68%

9. The Commission vide order dated 16/12/2022 in Petition No. 31 of 2022 has allowed PPAC of 5.55% for a period of 3 months from the date of issuance of the said Order, over and above the existing PPAC of 19.25%

10. The Commission allows TPDDL to recover half of the balance PPAC i.e., 2.84% (5.68%/2) for a period of 3 months from the date of issuance of the Order over and above the existing PPAC (19.25% + 5.55%= 24.80%) and the balance 2.84% will be subsumed appropriately in the ensuing Tariff Order.

11. Ordered accordingly.

Sd/-  
(Dr. A.K. Ambasht)  
Member

Sd/-  
(Justice Shabihul Hasnain 'Shastri')  
Chairperson