

**Record of Proceedings dated 05.05.2018**

O. P. No. 5 of 2018

M/s. Transform Sun Energy Private Ltd. Vs. TSSPDCL

Petition filed seeking orders granting extension of time for SCOD for one month.

Ms. Rachana Reddy .K, Advocate along with Sri. Ashish Indarapu, Senior Managar of the petitioner and Sri. Y. Rama Rao, Standing Counsel for the respondent alongwith Sri. M.V.R. Prasad, Advocate are present. The counsel for the petitioner stated that the petition is with regard to extension of time for SCOD due to several difficulties of force majeure conditions. The counsel for the respondent stated that the Commission had already extended the time period for SCOD upto 30.06.2017 and required the licensee to file a petition to obtain extension upto the date specifically in respect of all the projects who have not completed the SCOD on the respective dates of PPA. The said petition is under consideration before the Commission. Pending such consideration, this petition cannot be entertained.

At this stage, the Commission wanted the petitioner to explain as to what constitutes the force majeure and does the reasons offered by the petitioner satisfy the said requirements. It was also required to state about the time delays in obtaining the transmission line permission.

As the details were not forthcoming from the counsel for the petitioner, the counsel for the respondent sought time to file counter affidavit. The counter affidavit shall reflect all the details of all the projects for which a list should be appended to it duly classifying whether the project is a group I or group II, whose SCOD is 12 months or 15 months respectively. Therefore, the matter is adjourned.

Call on 08.06.2018 at 11.00 A.M.

Sd/-  
Chairman.

O. P. No. 6 of 2018

M/s. Suryoday Energy Private Limited Vs TSNPDCL

Petition filed seeking orders granting extension of time for SCOD for 9 days.

Ms. Rachana Reddy .K, Advocate along with Sri. Ashish Indarapu, Senior Manager of the petitioner and Sri. Y. Rama Rao, Standing Counsel for the respondent alongwith Sri. M.V.R. Prasad, Advocate are present. The counsel for the petitioner stated that the petition is with regard to extension of time for SCOD due to several difficulties of force majeure conditions. The counsel for the respondent stated that the Commission had already extended the time period for SCOD upto 30.06.2017 and required the licensee to file a petition to obtain extension upto the date specifically in respect of all the projects who have not completed the SCOD on the respective dates of PPA. The said petition is under consideration before the Commission. Pending such consideration, this petition cannot be entertained.

At this stage, the Commission wanted the petitioner to explain as to what constitutes the force majeure and does the reasons offered by the petitioner satisfy the said requirements. It was also required to state about the time delays in obtaining the transmission line permission.

As the details were not forthcoming from the counsel for the petitioner, the counsel for the respondent sought time to file counter affidavit. The counter affidavit shall reflect all the details of all the projects for which a list should be appended to it duly classifying whether the project is a group I or group II, whose SCOD is 12 months or 15 months respectively. Therefore, the matter is adjourned.

Call on 08.06.2018 at 11.00 A.M.

Sd/-  
Chairman.

O. P. No. 7 of 2018  
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I. A. No. 2 of 2018

M/s. Divine Solren Private Limited Vs TSNPDCL

Petition filed seeking orders granting extension of time for SCOD for 59 days.

I. A. filed for restraining the respondent from encashing the financial instruments given as security to the respondent in accordance with the terms of PPA dt. 24.02.2016.

Sri. Raghavendar Rao, Advocate alongwith Sri. Ved Bhushan, Advocate representing Sri. D. Madhava Rao, Advocate for the petitioner and Sri. Y. Rama Rao, Standing Counsel for the respondent alongwith Sri. M.V.R. Prasad, Advocate are present. The counsel for the petitioner stated that the petition is with regard to extension of time for SCOD due to several difficulties of force majeure conditions. The counsel for the respondent stated that the Commission had already extended the time period for SCOD upto 30.06.2017 and required the licensee to file a petition to obtain extension upto the date specifically in respect of all the projects who have not completed the SCOD on the respective dates of PPA. The said petition is under consideration before the Commission. Pending such consideration, this petition cannot be entertained.

At this stage, the Commission wanted the petitioner to explain as to what constitutes the force majeure and does the reasons offered by the petitioner satisfy the said requirements. It was also required to state about the time delays in obtaining the transmission line permission. However, the counsel for the petitioner pressed for the interlocutory application filed by the petitioner seeking to restrain the respondent from invoking the bank guarantees. In respect to the said prayer, the counsel for the respondent stated that the respondent will not be pressing the bank guarantees for encashment since the proceedings are before the Commission. The Commission also made it clear that no precipitative action is initiated by the DISCOM.

As the details were not forthcoming from the counsel for the petitioner, the counsel for the respondent sought time to file counter affidavit. The counter affidavit shall reflect all the details of all the projects for which a list should be appended to it duly classifying whether the project is a group I or group II, whose SCOD is 12 months or 15 months respectively. Therefore, the matter is adjourned.

Call on 08.06.2018 at 11.00 A.M.

Sd/-  
Chairman.

O. P. No. 8 of 2018

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I. A. No. 3 of 2018

M/s. Neo Solren Private Limited Vs TSNPDCL

Petition filed seeking orders granting extension of time for SCOD for 166 days.

I. A. filed for restraining the respondent from encashing the financial instruments given as security to the respondent in accordance with the terms of PPA dt. 24.02.2016.

Sri. Raghavendar Rao, Advocate alongwith Sri. Ved Bhushan, Advocate representing Sri. D. Madhava Rao, Advocate for the petitioner and Sri. Y. Rama Rao, Standing Counsel for the respondent alongwith Sri. M.V.R. Prasad, Advocate are present. The counsel for the petitioner stated that the petition is with regard to extension of time for SCOD due to several difficulties of force majeure conditions. The counsel for the respondent stated that the Commission had already extended the time period for SCOD upto 30.06.2017 and required the licensee to file a petition to obtain extension upto the date specifically in respect of all the projects who have not completed the SCOD on the respective dates of PPA. The said petition is under consideration before the Commission. Pending such consideration, this petition cannot be entertained.

At this stage, the Commission wanted the petitioner to explain as to what constitutes the force majeure and does the reasons offered by the petitioner satisfy the said requirements. It was also required to state about the time delays in obtaining the transmission line permission. However, the counsel for the petitioner pressed for the interlocutory application filed by the petitioner seeking to restrain the respondent from invoking the bank guarantees. In respect to the said prayer, the counsel for the respondent stated that the respondent will not be pressing the bank guarantees for encashment, since the proceedings are before the Commission. The Commission also made it clear that no precipitative action is initiated by the DISCOM.

As the details were not forthcoming from the counsel for the petitioner, the counsel for the respondent sought time to file counter affidavit. The counter affidavit shall reflect all the details of all the projects for which a list should be appended to it duly classifying whether the project is a group I or group II, whose SCOD is 12 months or 15 months respectively. Therefore, the matter is adjourned.

Call on 08.06.2018 at 11.00 A.M.

Sd/-

Chairman.

O. P. No. 9 of 2018

M/s. Vayudoot Solar Farms Ltd. Vs. TSNPDCL

Petition filed seeking orders granting extension of time for SCOD for 122 days.

Sri. Shaik Jeelani, Authorized Signatory of the petitioner company and Sri. Y. Rama Rao, Standing Counsel for the respondent alongwith Sri. M.V.R. Prasad, Advocate are present. The representative of the petitioner stated that the petitioner has engaged an advocate and that he requires time. The representative is not in a position to explain as to what constitutes the force majeure and does the reasons offered by the petitioner satisfy the said requirements. It was also required to state about the time delays in obtaining the transmission line permission. The counsel for the respondent stated that the Commission had already extended the time period for SCOD upto 30.06.2017 and required the licensee to file a petition to obtain extension upto the date specifically in respect of all the projects who have not completed the SCOD on the respective dates of PPA. The said petition is under consideration before the Commission. Pending such consideration, this petition cannot be entertained.

As the details were not forthcoming from the representative of the petitioner, the counsel for the respondent sought time to file counter affidavit. The counter affidavit shall reflect all the details of all the projects for which a list should be appended to it duly classifying whether the project is a group I or group II, whose SCOD is 12 months or 15 months respectively. Therefore, the matter is adjourned.

Call on 08.06.2018 at 11.00 A.M.

Sd/-  
Chairman.