

# Jharkhand State Electricity Regulatory Commission, Ranchi

## Form of Proceedings

### Case No. 18 of 2015

Damodar Valley Corporation (DVC) ..... Petitioner

For the petitioner : Mr. Srijit Choudhury, Mr. Kaustav Roy and  
Mr. Chandra Shekhar Singh, Advocates

For the Intervener : Mr. Nitin K. Pasari, Advocate

Sl.No	Date of Proceeding	Proceeding of the Commission with signature	Office action taken with date
1	2	3	4
16	11.08.2016	<p style="text-align: center;">A petition has been filed on behalf of the petitioner – Damodar Valley Corporation (DVC) for determination of Fuel Price &amp; Power Purchase Adjustment (FPPPA) for the part of their DVC area falling within the territory of the State of Jharkhand for the period 1.4.2014 to 31.12.2014 under the provision of Sections 62, 64 and 86 of the Electricity Act 2003 read with the provisions of Damodar Valley Corporation Act, 1948 as also JSERC (Terms &amp; Conditions for determination of the distribution tariff) Regulations 2010.</p> <p style="text-align: center;">The interveners claiming themselves as an Association of DVC HT consumers of Jharkhand filed objection to the petition mainly on the ground that the petition is not complete. The prayer is for determination of FPPPA for the period from April 2014 to December 2014 although the same ought to have been for the period ending March 2015. Secondly, that the petition is not in accordance with the provisions of Regulations.</p> <p style="text-align: center;">The said objections have been replied to by the petitioner-DVC stating that the petition has been made</p>	

considering the cost/quantum of actual power purchase for the period from 1.4.2014 to 31.12.2014. The petitioner-DVC was aggrieved by certain aspect of JSERC MYT order dated 4.9.2014 and has filed appeal before the Hon'ble Appellate Tribunal for Electricity being Appeal No. 55 of 2014.

Learned counsel for the intervener submitted that the subject matter of the said matter does not cover the period and as such has no relevance.

Having heard the learned counsels for the parties and considering the submissions made by the learned counsels at the time of hearing as also the norms in the JSERC (Terms & Conditions for Distribution Tariff) Regulations and the recent prevailing policy decision to that regard, this petition is disposed of directing the petitioner to make computation of FPPPA charges of the said period strictly in accordance with the provisions of the Regulations as were then applicable and charge the same from the consumers on the basis of actual variation in fuel cost. The impact and revenue collected through FPPPA shall be accounted for separately and submitted to the Commission at the time of filing of petition for ARR and Tariff determination. The adjustments shall be pass through in the True up.

The petition is disposed of.

Sd/-  
Member (E)

Sd/-  
Chairperson