

**Before**  
**UTTARAKHAND ELECTRICITY REGULATORY COMMISSION**

**Misc. Appl. No. 35 of 2022**

**In the Matter of:**

Petition filed by Shri Chandrakant Singh Rawat (Innovative Solutions) seeking deemed generation claims due to late connectivity of its 500 kW Solar Power Plant with the grid and due to loss of generation because of outages/interruptions of more than 50 hours in a year.

**And**

**In the Matter of:**

Mr. Chandrakant Singh Rawat (Innovative Solutions),  
188/1 Vasant Vihar, Opp. Electricity Office,  
Dehradun.

..... **Petitioner**

**&**

**In the Matter of:**

1. Managing Director, UPCL, Victoria Cross Vijeta Gabar Singh Bhawan,  
Kanwali Road, Dehradun.
2. Executive Engineer, Electricity Distribution Division,  
Bhagwanpur, UPCL, Haridwar.

..... **Respondents**

**Coram**

**Shri D.P. Gairola**

**Member (Law)/Chairman(I/c)**

**Shri M.K. Jain**

**Member (Technical)**

**Date of Hearing: September 27, 2022**

**Date of Order: September 27, 2022**

**ORDER**

This Order relates to the hearing conducted on admissibility of the Petition filed by Sh. Chandrakant Singh Rawat seeking Deemed Generation claim for its 500 KW Solar Power Plant under Regulation 49 of UERC (Tariff and Other Terms for Supply of Electricity from Renewable Energy Sources and non-fossil fuel based Co-generating Stations) Regulations, 2018. During the hearing, Petitioner argued that his Petition be admitted as he has incurred losses due to a delay of more than 5 months in getting

connectivity to his Plant by Respondent, as his first request for connectivity was made on dated 16.08.2021 and thereafter his Plant could achieve commissioning only on 22.01.2022. Besides this, Petitioner also averred that post commissioning of the Plant, he suffered loss of generation due to repeated power outages and interruptions in the system of the Respondent Licensee. In continuation to this, Petitioner requested for grant of an alternate remedy to him for incurring losses on account of payment of installments for loan taken for the said Plant during the time when it could not generate power and in the same breath referred to the inherent powers of the Commission under the Electricity Act, 2003 to obtain relief. Rebutting this, Respondents refuted all claims of Petitioner stating that the Petitioner is not eligible to seek relief of deemed generation/alternate remedy under Regulation 49 of the aforesaid Regulations or any other Regulations and, therefore, is not entitled for any claim.

We have heard the parties in detail, and we see a bone of contention holding merits for us to deliberate upon it. There is a apparent *lis* brewed up in the matter which needs further adjudication and determination that can only be achieved by proper hearing of parties. Therefore, the Commission has decided to admit the Petition and further directs the parties to exchange their pleadings with each other.

Ordered accordingly.

**(M.K. Jain)**  
**Member (Technical)**

**(D.P. Gairola)**  
**Member (Law) / Chairman (I/c)**