

Before
UTTARAKHAND ELECTRICITY REGULATORY COMMISSION
Petition No. 69 of 2025

In the Matter of:

Suo-moto proceeding initiated under Section 142 read with Section 146 and Section 149 of the Electricity Act, 2003 by the Commission in the matter of 'Non-compliance of the Commission's directions issued vide the Commission's Order dated 10.04.2024 and the Commission's letter dated 29.11.2024 pertaining to non-payment of penalty due w.r.t. delay in release of new LT connections'.

And

In the Matter of:

Managing Director,
Uttarakhand Power Corporation Ltd. (UPCL),
VCV Gabar Singh Urja Bhawan,
Kanwali Road, Dehradun.

...Respondent

Coram

Shri M. L. Prasad	Chairman
Shri Anurag Sharma	Member (Law)
Shri Prabhat Kishor Dimri	Member (Technical)

Date of Hearing: December 09, 2025

Date of Order: December 09, 2025

ORDER

Partly heard the Respondent in the matter, the Respondent has not filed a written submission in the matter.

The Commission observed that it had already taken a considerate view and given one final opportunity to the distribution licensee for depositing the penalty due against delay in release of new LT connections in its Order dated **10.04.2024** and had held that:

“(9) ...

- a. Penalty pending for the period from July 2009 to March 2019- UPCL shall ensure deposition of outstanding penalty provided in Commission's*

Order dated 10.04.2019 amounting to Rs. 15,68,56,900/- (due as on 01.04.2024) before the Commission latest by 30.06.2024 and further ensure deposition of future installments as per installment plan provided in aforesaid Order.

- b. Penalty pending for the period from September 2021 to March 2022 (FY 2021-22)- UPCL shall deposit Penalty pending for the said period amounting to Rs. 1,24,95,385/- before the Commission latest by 30.06.2024.*
- c. Penalty pending for the period from April 2022 to March 2023 (FY 2022 23)- UPCL shall deposit Penalty pending for the said period amounting to Rs. 2,86,35,415/- before the Commission latest by 30.06.2024.*
- d. Penalty for the period from April 2023 to February 2024 (FY 2023-24)- Till date, UPCL has furnished LT penalty reports for FY 2023-24 upto February, 2024 with total penalty amount as Rs. 3,58,25,685/- (amount subject to scrutiny). UPCL shall deposit the said amount before the Commission latest by 30.06.2024. Further, UPCL is required to ensure submission of monthly LT penalty reports for March, 2024 along with the requisite amount.*
- e. Penalty for the period from April 2024 and onwards- UPCL shall ensure regular & timely submission of monthly LT penalty reports of all divisions before the Commission along with the division-wise requisite penalty amount.*

For any non-compliance in this regard, Director (Operations) and Director/Head of the Commercial wing along with Chief Engineers of respective zones shall personally be held responsible for the same and appropriate action in this regard would be initiated in accordance with the provisions of Act/Rules/Regulations."

In the instant matter, it is observed that the Respondent is delaying the deposition of penalty amount on one pretext or another despite several Orders passed by the Commission in the matter. By the aforesaid Order dated 10.04.2024, the Commission had granted a final opportunity to the Respondent, yet the Respondent has failed to comply with the directions issued at para (9) 'a' to (9) 'e' [Except deposition of penalty alongwith

monthly report of April, 2024]. As evident from above, the Commission gave the Respondent time for complying with past penalty amount and also directed that from April, 2024 onwards, the Respondent shall ensure deposition of requisite penalty amount alongwith monthly LT Penalty reports. The Respondent has even failed to comply with the directions at para (9) 'e' of the said Order. The Commission is of the view that there is no plausible justification furnished by the Respondent for not complying with the directions of the Commission at para (9) 'e' of the aforesaid Order.

Therefore, the Commission before taking up the matter for further hearing grants opportunity to the Respondent to file its written submission, if any, within 15 days and the Respondent shall comply with the directions mentioned at para (9) 'e' of the Order dated 10.04.2024 within one month of this Order.

Fix the instant matter for hearing on **20.01.2026 at 11:30 AM.**

(Prabhat Kishor Dimri)
Member (Technical)

(Anurag Sharma)
Member (Law)

(M. L. Prasad)
Chairman