

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

APL No. 355 OF 2025 & IA No. 1401 OF 2025 & IA No. 263 OF 2026
APL No. 372 OF 2025 & IA No. 1381 OF 2025

Dated: 9th September, 2026

Present : Hon`ble Ms. Seema Gupta, Technical Member (Electricity)
Hon`ble Mr. Virender Bhat, Judicial Member

In the matter of:

APL No. 355 OF 2025 & IA No. 1401 OF 2025 & IA No. 263 OF 2026

Hind Samachar Limited Appellant(s)

Versus

Haryana Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Aniket Prasoon
Utsav Mukherjee
Akash Deep
Pratiksha Chaturvedi
Saksham Ahuja
Aman Sheikh
Vinit Kumar
Adarsh Kumar Bhardwaj
Shubham Singh
Bhaskar
Prithu Chawla
Mayukh Roy
Archita Kashyap
Sarthak Sareen
Tanya Bajaj
Rashmi Vaish
for App. 1

Counsel on record for the Respondent(s) : Shlok Chandra
for Res. 1

Raghujeet Singh Madan
Aditya Singh
Ayushi Garg

Lovepreet Singh
for Res. 3

Raghujeet Singh Madan
Aditya Singh
Ayushi Garg
Lovepreet Singh
for Res. 5

Madhav Sinhal
for Res. 6

APL No. 372 OF 2025 & IA No. 1381 OF 2025

Haryana Vidyut Prasaran Nigam Limited & Anr. Appellant(s)

Versus

Haryana Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Raghujeet Singh Madan
Sonia Madan
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for App. 1

Raghujeet Singh Madan
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Counsel on record for the Respondent(s) :
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ORDER

IA No. 1401 of 2025
&
IA No. 1381 of 2025
(for interim relief)

These are two applications for interim relief in cross-appeals filed by the generators as well as by HVPNL against the same impugned order dated 28.07.2025 passed by the Commission in the Petition filed by the generators bearing No. 56 of 2024. In the impugned order, the Commission has framed following issues:

- i. *Whether the voltage level at which connectivity has been granted to the generator by the respondents (UHBVNL/HVPNL), is in line with the regulations in vogue;*
- ii. *Whether the existing power evacuation system has resulted in generation loss of Rs. Rs. 5.83 crore (revised to Rs. 6.27 crore up to April, 2025);*
- iii. *Whether it is a fit case to invoke 'power to relax' provided under Regulation clause 10, 12 & 13 of the Haryana Electricity Regulatory Commission (Green Energy Open Access) Regulations, 2023 as well as Regulation clause 55, 58 & 59 of the Haryana Electricity Regulatory Commission (Terms and conditions for grant of connectivity and open access for intra-State transmission and distribution system) Regulations, 2012; and*

- iv. *Whether the cost of evacuation system upgradation up to a distance of 10 KM from the inter connection point is to be borne by the State transmission utility (HVPNL)/Distribution Licensee (UHBVNL)?*

In so far as the generator, the Appellant in Appeal No. 355 of 2025 is concerned, it is aggrieved only by findings of the Commission on issue No. (ii) hereinabove, in which it has been held that no generation loss has been caused to the generator on account of trippings of the connected system. Therefore, in the appeal filed by the generator, we are of the opinion that no interim order can be passed at this stage. This is an issue for determination during the final hearing of the appeal. Accordingly, the IA No. 1401 of 2025 is disposed of accordingly.

In so far as the HVPNL is concerned, Appellant in Appeal No. 372 of 2025, it is aggrieved by the entire order of the Commission except findings of issue No. (i) & (ii) above. We may note that in respect of issue No. (iii) & (iv), the Commission had given the following options to the Appellant-HVPNL/ Discom-UHBVN :

“....Having answered the above issues and invoked its inherent powers and relaxed the provisions of extant regulations, specific to the petitioner herein, being a paddy-straw based power generator, R-2 and R-4 (UHBVN/HVPNL) are directed to carry out appropriate upgradation of the existing power evacuation system by way of installing better quality of conductors, jumpers and clamps and such other equipment necessary to ensure efficient evacuation of electricity from the Petitioner's Project and to specifically prevent the instances of trippings. The Respondents are further directed to ensure dedicated evacuation of the power generated by the petitioner at 132 kV level and to prevent the instances of trippings.

In this regard, UHBVN/HVPNL are directed to explore the following options:

- i. To evacuate the power of the petitioner at 132 KV level by constructing dedicated 132 KV transmission line and Bay at its 132KV S/Stn. Malikpur, at its own cost with full responsibility of taking care of Right of Way (RoW) issues within a timeframe of one year from the date of this order.*
- ii. To install a new step up transformer of 22.5 MVA at 132 kV bay at Malikpur sub-station exclusively for the Petitioner's Project, in order to step up the power from 33 kV level to 132 kV level, by utilising the existing 33 KV HSL line, within a timeframe of six months from the date of this order. HVPNL has already clarified that by way of their affidavit dated 23.06.2025 that there is space available at Malikpur sub-station to construct a new 33/132 kV bay.*
- iii. To utilise the existing 33 KV HSL line, which is connected to a 33 kV bus bar, by isolating other outgoing feeders in 33 kV Malikpur sub-station, which are currently also connected to the same 33 kV bus bar as that of the Petitioner. The 33 kV line from the Petitioner's Project will continue to stay independently connected to the existing transformer of 16 / 20 MVA while other outgoing feeders at Malikpur sub-station will be shifted to the under construction transformer of 20 / 25 MVA at Malikpur sub-station. The whole exercise may be completed within a timeframe of six months from the date of this order."*

We have heard Learned Counsel for the HVPNL at length today. Upon a query as to what is the problem in implementing the suggestion

No.(iii) hereinabove, i.e. reserving the existing transformer only for the Appellant in Appeal No. 355 of 2025 and shifting of other feeders to the newly commissioned transformer, the Learned Counsel seeks time to obtain instruction in this regard. Both the parties may also submit the details with regard to the trippings happened after the commissioning of the second transformer, which is stated to be commissioned in May, 2026.

List for further hearing on **21.09.2026.**

APL No. 372 OF 2025

Court notice has been unserved on Respondent Nos. 3 & 4 and even the affidavit of service regarding Respondent Nos. 3 & 4 has not been filed by the Appellant.

Learned Counsel for the Appellant, submits that Respondent 3 & 4 are proforma parties and he would be filing the application seeking their deletion from the array of parties.

Virender Bhat
Judicial Member

Seema Gupta
Technical Member (Electricity)

sk/dk