

**BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY  
COMMISSION**

CASE NO.338/05

**IN THE MATTER OF:-**

Jaiprakash Hydro Power Limited ..... Petitioner/Applicant

Versus

1. Himachal Pradesh State Electricity Board  
Vidyut Bhawan  
Shimla - 171004 ..... Respondent no.1
2. Department of MPP & Power  
Government of Himachal Pradesh  
Shimla - 171002 ..... Respondent no. 2

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Filed by:-  
Jaiprakash Hydro Power Ltd.  
C-16, Sector 1  
SDA Housing Colony  
New Shimla 171009

Place : New Delhi  
Dated : 16<sup>th</sup> December 2005

**BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY  
COMMISSION**

CASE NO.338/05

**IN THE MATTER OF:-**

Petition for Determination of Tariff for Sale of Power from Baspa II, 300 MW Hydro Power Plant located on River Baspa (*tributary of River Satluj*), District Kinnaur (H.P.) to Himachal Pradesh State Electricity Board

**AND IN THE MATTER OF:-**

Jaiprakash Hydro Power Limited

Petitioner / Applicant

Versus

1. Himachal Pradesh State Electricity Board  
Vidyut Bhawan  
Shimla - 171004 ..... Respondent no.1
2. Department of MPP & Power  
Government of Himachal Pradesh  
Shimla - 171002 ..... Respondent no. 2

**APPLICATION FOR AMENDMENT OF MEMO OF PARTIES &  
PLACING ADDITIONAL INFORMATION ON RECORD**

MOST RESPECTFULLY SHOWETH:

1. The Applicant has filed the aforesaid Petition/Application dated 21.11.2005, seeking determination of Tariff for Sale of Power from 300 MW Baspa II Hydro Power Plant located on River Baspa (*tributary of River Satluj*), District Kinnaur (H.P.) (hereinafter referred to as the 'Project') to the Himachal Pradesh State Electricity Board. The contents of the said Petition/Application may be read along with the present Application and are not being repeated for the sake of brevity.

2. The Hon'ble Commission has directed impleadment of the Himachal Pradesh State Electricity Board and the Government of Himachal Pradesh as respondents in the present Petition/Application and also directed filing of additional information, vide letter dated 08.12.2005, within three weeks from the date of the letter.
3. The Petitioner/Applicant with a view to comply with the directions received from the Hon'ble Commission, seeks leave to implead Himachal Pradesh State Electricity Board and the Government of Himachal Pradesh as respondents in the present Petition/Application and for placing the amended Memo of Parties on record and also seeks leave to place the additional information in compliance with the directions issued by this Hon'ble Commission vide letter dated 08.12.2005. The Amended Memo of Parties is placed at Annexure :A-1.

The Petitioner/Applicant submits that a copy of the application for determination of Tariff filed with the Hon'ble Commission on 21.11.2005 was delivered to the Board (HPSEB) on 22.11.2005, a copy of the acknowledgement is placed as Annexure A-2.

A copy of the Application has been delivered to the Principal Secretary (Power), Department of MPP & Power, Government of Himachal Pradesh, Shimla in compliance with the order of the Hon'ble Commission. A copy of the acknowledgment is placed at Annexure: A-3.

4. Point-wise replies to the observations made by the Hon'ble Commission in the letter no. HPERC/D(TE)/473/RG/2005-4021 dated 8.12.2005 are submitted hereunder:

4.1 The Amended Memo of parties impleading HPSEB and Govt. of HP is placed at Annexure A-1.

- 4.2 The information / clarification / documents are furnished as under:
- (a) Provisional half yearly results for the FY 2005-06 ending September 2005 and Budgeted/Revised estimates for the FY 2006-07 approved by the Competent Authority are placed at Annexure :B-1 and B-2.
  - (b) Month-wise details of actual energy generated from March 2005 till date and expected annual energy generation for the FY 2005-06 to 2008-09 are placed at Annexure :B-3 and B-4.
- 4.3 Copy of TEC as received by the Petitioner/Applicant from CEA is already placed at D-4(1-3) in Vol-II of the Application. Copies of Financial Package and the correspondence exchanged with CEA are placed at Annexure: B-5..
- 4.4 A copy of DPR submitted to CEA is placed at Annexure: B-6.
- 4.5 Stamping and signature on few pages indicated in the letter under Item 5 have since been carried out.
- 4.6 The missing pages indicated under item-6 in the letter are placed at Annexure: B-7.
- 4.7 The Management has constituted a Working Group consisting of the following officers of the Petitioner/Applicant for providing the desired information and communicating with the Hon'ble Commission:
- i) Shri J.N. Gaur, Director-incharge.
  - ii) Shri R.K. Narang, Director.
  - iii) Shri Rajiv Gaur, President.
  - iv) Shri A.B. Chugh, Sr. Vice President.
- 4.8 The Petitioner/Applicant undertakes to provide such additional information/clarification/documents as the Hon'ble Commission may direct.

## **PRAYER**

The Applicant prays that this Hon'ble Commission may be pleased to:-

- (1) Allow the parties set out as Respondent no. 1 to 2 in the Amended Memo of Parties (*Annexure "A-1"*) to be impleaded as respondents in the present Petition/Application and take the Amended Memo of Parties on record
- (2) Take the additional information set out in *Annexure B-1 to B-7* on record, while hearing the present petition for determination of tariff for sale of power generated by the Project to HPSEB.
- (3) Pass such order/orders as the Hon'ble Commission may deem fit and proper in the facts and circumstances of the case.

Place: New Delhi

Dated: 16<sup>th</sup> December, 2005

APPLICANT

**BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY  
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2. Department of MPP & Power  
Government of Himachal Pradesh  
Shimla - 171002 ..... Respondent no. 2

**AFFIDAVIT**

I, Manoj Gaur son of Shri Jaiprakash Gaur, aged 41 years residing at A-9/27, Vasant Vihar, New Delhi -110057, do solemnly affirm and say as follows:-

1. I am the Director of Jaiprakash Hydro Power Limited and am duly authorized to make this affidavit on behalf of Jaiprakash Hydro Power Limited.
  
2. The accompanying application has been prepared and drafted under my instructions, its contents are true and correct and nothing material has been concealed therefrom.

DEPONENT

**VERIFICATION**

I, the deponent above named do hereby verify that the contents of my above affidavit are true to my knowledge and no part of it is false and nothing material has been concealed therefrom.

Verified at New Delhi on the 16<sup>th</sup> day of December 2005

DEPONENT

**BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY  
COMMISSION**

CASE NO.338/05

**AMENDED MEMO OF PARTIES**

**IN THE MATTER OF:**

Jaiprakash Hydro Power Limited,  
C-16, Sector 1, SDA Housing Colony  
New Shimla 171009

.... Applicant/Petitioner

Versus

1. Himachal Pradesh State Electricity Board  
Vidyut Bhawan  
Shimla – 171004

..... Respondent no.1

2. Department of MPP & Power  
Government of Himachal Pradesh  
Shimla - 171002

..... Respondent no. 2

Filed by:-

Jaiprakash Hydro Power Ltd.  
C-16, Sector 1  
SDA Housing Colony  
New Shimla 171009

Place : New Delhi

Dated : 16<sup>th</sup> December 2005