

**BEFORE THE HON'BLE TELANGANA STATE ELECTRICITY
REGULATORY COMMISSION,
AT ITS OFFICE AT V FLOOR, SINGARENI BHAVAN, RED HILLS,
HYDERABAD.**

O.P.NO. 9 of 2024 (Suo-Moto)

In the matter of: Suo-Moto Determination of Compliance of Renewable Power Purchase Obligation ("RPPO") of Obligated Entities for FY 2022-23.

Objector:


M/s. The India Cements Limited

...Objector

OBJECTIONS FILED BY THE OBJECTOR HEREIN

1. It is humbly submitted that the State Agency under Regulation No.7 of 2022, SLDC, while determining compliance for the FY 2022-23, has stated in its Lr.No. CE/SLDC/REC/F.RPPO/D.No. 211/24 dt.04.06.2024 that it had issued an email dt.04.05.2024 to all the entities mentioned in the statement annexed thereto, however no such mail has been received by the Objector.
2. It appears that the SLDC has shown at Sl.No.55 of the first table annexed to its Letter dt.04.06.2024, against the Objector's HT SC No.VKB-708 that it has consumed 1023 MWH from IEX, and has shown RPPO thereof. Further, the second table at Sl.No.4 shows another unit of the Objector with HT SC.No.NLG-162, and shows to have complied with the RPP Obligation on account of consumption from its WHRS plant.
3. It is submitted that this Hon'ble Commission has framed Regulation No.7 of 2022 above with effect from 01.04.2022. Clause 2(p)(ii) therein specifies an Obligated Entity to mean *inter-alia* a Captive User, i.e., any consumer who owns a grid connected CPP based on conventional fossil


The India Cements Limited


(G. Pramod Kumar)
Dy. Manager (Legal)

fuel with installed capacity of 1 MW or above, and consumes electricity generated from such plant for his own use.

4. The proviso thereto states that an obligated entity which consumes power in any year to the extent of total RPPO specified under Clause 3 from a fossil-fuel based co-generation plant, the same shall be exempted from RPPO.
5. The Objector herein operates a 7.7 MW WHRS plant at its unit at its manufacturing unit at its Vishnupuram Village, Damarcherla Mandal, Nalgonda District, which is a captive co-generation plant.
6. The Objector consumes 100% of the power generated from its 7.7 MW WHRS i.e., more than 8.5% as specified for FY 2022-23 under Clause 3, as such it is fully exempted from the RPP Obligations. The power generated by the WHRS plant is used for its unit, i.e., for its plant at Vishnupuram (V), Damarcherla (M), Nalgonda District.
7. As such, both plants of the Objector, i.e., those shown at Sl.No.55 of the first table annexed to the Letter of the SLDC dt.04.06.2024, and at Sl.4 of the second table therein ought to be exempted from RPPO compliance in terms of the proviso to Clause 2(p) of Regulation No.7 of 2022.
8. Even otherwise, Clause 2(p)(ii) and (iii) of Regulation No.7 of 2022 defines an obligated entity as a “consumer” who owns a grid connected CPP and any “person” who consumes electricity through open access. As such, any excess in RPPO compliance for any one plant is eligible to be set-off against another plant owned by the same entity/consumer/person. In the present case, the Vishnupuram plant of the Objector has consumed a total amount of 29891.44 MWH units (i.e., 29877.44 MWH from its WHRS & 14.00 MWH from IEX) and the Malkapur plant of the Objector has consumed an amount of 1023.00 MWH units from IEX. Whereas the combined RPPO target for both its units is 30914.44 MWH for FY 2022-

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23. As the Objector in total consumed a total amount of 49387.71 MWH from its WHRS Plant, as such, there is full compliance of the RPP Obligation by the Objector.
9. The Objector reserves its right to make further submissions at any stage of the proceedings and to respond by written submissions or otherwise to any oral or written submissions of the SLDC.
10. For the above reasons and for such other or further reasons as may be urged at any stage of the proceedings, it is prayed that this Hon'ble Commission may be pleased to determine that there is no requirement or obligation for the Objector herein to purchase any additional renewable energy or RECs for FY 2022-23.
11. The Objector requests to be heard in person through a representative or through its appointed counsel.

Place: Hyderabad
Date: 27.08.2024

For The India Cements Limited.

(G. Pramod Kumar)
Dy. Manager (Legal)

OBJECTOR

BEFORE THE TELANGANA STATE ELECTRICITY
REGULATORY COMMISSION

AT IT'S OFFICE AT V FLOOR, SINGARENI BHAVAN, RED HILLS,
HYDERABAD

O.P. No. of 2024

In the matter of:-
Between:

Suo moto determination of compliance of
Renewable power purchase obligation (RPO) of obligor (2022-23)

Plaintiff
Petitioner

Versus

M/S. The India Cements Ltd. --- obligee

Defendant
Respondent

I/We

M/S. The India Cements Ltd.

do hereby appoint and retain

CHALLA GUNARANJAN (7751)
M.SRIDHAR, DEEPAK CHOWDARY,
Advocates

Advocate/s to appear for me/us in the above Suit/Case and to conduct and prosecute and defend the same and proceedings, that may be taken in the respect of any application for execution or any Decree or Order passed therein I/We empower my/our Advocate to appear in all miscellaneous proceedings in the above Suit matter till all Decree or Orders are fully satisfied or adjusted to compromise and to obtain the return of Documents and draw any moneys that might be payable to me/us the said suit or of matter and notice I/We do further empower my/our Advocate to accept on my/our behalf, service of all or any appeals or petitions filed in any Court of appeal reference or revision with regard to said suit or matter before the disposal of the same in this Hon'ble Court.

For The India Cements Limited



(G. Pramod Kumar
Dy. Manager (Legal)

Certified that the executant who is well acquainted with English and this Vakalatnama and the contents of the Vakalatnama were read out and explained in Telugu/Urdu/Hindu to the executant or he/she/they being unacquainted with English who appeared to have perfectly understood the same and signed/put his/her/their name or mark in my presence.

Identified by: M.SRIDHAR, Advocate.

Executed on this the 27TH day of August, 2024

S. CHAKRAPAN
ADVOCATE

Advocate,
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Cell : 9441219000

BEFORE THE TELANGANA STATE
ELECTRICITY REGULATORY COMMISSION

AT IT'S OFFICE AT V FLOOR,
SINGARENI BHAVAN, RED HILLS,
HYDERABAD

O.P. No. 9 of 2024 (S.C. 100/2024)

Between:

Suo moto (RPPD) FY 2022-23
Petitioner

And

M/S. The India cement limited
Respondent
-- Objector

VAKALAT

Advocates for:

Filed on:

CHALLA GUNARANJAN (7751)
M.SRIDHAR, DEEPAK CHOWDARY,

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