

No 2493880 ²/₀/₂ Himachal Government Judicial Paper
BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION,
SHIMLA.

Filing No. 101 of 2023

Petition No.....

IN THE MATTER OF FILING OF PETITION FOR APPROVAL OF CAPITAL COST AS ON COD TAKING IN CONSIDERATION THE ADDITIONAL CAPITAL EXPENDITURE AND DETERMINATION OF TARIFF FROM COD TO FY 2023-24 FOR SAINJ HYDRO ELECTRIC PROJECT (2X50 MW), OF HIMACHAL PRADESH POWER CORPORATION Ltd. (HPPCL) UNDER THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS FOR DETERMINATION OF HYDRO GENERATION TARIFF) REGULATIONS, 2011 AND ITS AMMENDMENTS THEREAFTER AND UNDER SECTION-62 READ WITH SECTION 86 OF THE ELECTRICITY ACT 2003.

THE HIMACHAL PRADESH POWER CORPORATION LIMITED, HIMFED BUILDING, BCS, NEW SHIMLA, SHIMLA -9.

PETITIONER

VERSUS

THE HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED, HPSEBL, VIDYUT BHAWAN, SHIMLA-171004.

RESPONDENT

INDEX

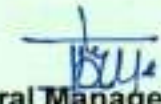
Sr. No	PARTICULARS	PAGE No.
1.	Replies to the queries raised by Hon'ble Commission vide letter dated 15.07.2023 i.r.o Sainj HEP(2x50 MW) Petition.	1-30
2.	Affidavit	31-32
3.	Annexure's Summary	33

4. Annexure's (R, 1 - R, 46)

DATED:- 13/9/2023.

SHIMLA

FILED BY


General Manager (Gen.)
HPPCL, Shimla-09.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No 2493881 2
0
2 Himachal Government Judicial Paper
BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION,
SHIMLA

Filing No. 101 of 2023

Petition No.....

IN THE MATTER OF FILING OF PETITION FOR APPROVAL OF CAPITAL COST AS ON COD TAKING IN CONSIDERATION THE ADDITIONAL CAPITAL EXPENDITURE AND DETERMINATION OF TARIFF FROM COD TO FY 2023-24 FOR SAINJ HYDRO ELECTRIC PROJECT (2X50 MW), OF HIMACHAL PRADESH POWER CORPORATION Ltd. (HPPCL) UNDER THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS FOR DETERMINATION OF HYDRO GENERATION TARIFF) REGULATIONS, 2011 AND ITS AMMENDMENTS THEREAFTER AND UNDER SECTION-62 READ WITH SECTION 86 OF THE ELECTRICITY ACT 2003.

THE HIMACHAL PRADESH POWER CORPORATION LIMITED, HIMFED BUILDING, BCS, NEW SHIMLA, SHIMLA -9.

PETITIONER

VERSUS

THE HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED, HPSEBL, VIDYUT BHAWAN, SHIMLA-171004.

RESPONDENT

Reply on behalf of the Petitioner to the Queries raised by the Hon'ble Commission vide letter dated 15.07.2023 i.r.o Sainj HEP (2x50 MW) Petition.

Respectfully Showeth:

1. That the Petitioner i.e. HPPCL has filed the above titled petition for approval.

ATTESTED

Vijay Kumar Saksena
Advocate cum Public
Yash Bhatnagar, Vikas
Sharma (H.P.)

2. That vide letter dated 15.07.2023, the Hon'ble Commission has raised certain objections/shortcomings after going through the preliminary scrutiny of the petition (i.e., General queries & Queries related to capital cost and additional capitalization) which need to be replied by the Petitioner by 28.07.2023 and further additional time of three weeks granted by the Hon'ble HPERC.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No. 2493882 ²/₀/₂ Himachal Government Judicial Paper

3. That the HPPCL is submitting the point wise reply to the General queries & Queries related to capital cost and additional capitalization raised by the Hon'ble Commission i.r.o Sainj HEP (2x50 MW) Petition:-

General Queries:

The point wise replies to the queries raised by the Hon'ble commission vide its letter dated 15.07.2023 in respect of Tariff Petition of Sainj HEP is submitted as below:-

A. General Queries:

1. Please provide the complete working sheet (provided in supporting document "HPERC standard format") in formula linked excel format along with computation for Annual Fixed Cost.

Reply:-

The softcopy of complete work sheet (HPERC standard format) is being sent through email / CD.

2. Please provided the supporting document acknowledged by SLDC for the actual energy data mentioned in table 22. Also, provide the maximum MW capacity generated from the project. -

Reply:

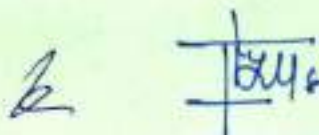
The data given in Table-22 is gross energy generated at Generator Terminals. The maximum MW capacity generated from the project is 110MW with both machines of Sainj HEP operating at 110% of their rated load. Since the meter data is being sent to NRLDC, the DSA/REA bills uploaded in support of Net Generation are attached as Annexure R1/1.

3. The Petitioner has submitted Annual Report of HPPCL from FY 2016-17 to FY 2019-20 please submit audited annual accounts specific to the current project from COD to till date.

Reply:-

Project specific Annual Accounts are not prepared by HPPCL. However, the records of each project are separately maintained and on the basis of the Trial Balances of all the projects, the consolidated Annual Accounts for the Corporation as a whole, are

ATTESTED
Vijay Kumar
Advocate cum Notary
Veer Bhawan, Vikas Nagar
Shimla



General Manager (Generation)
HPPCL, Himfed Building,
Shimla-171005

No. 2493883 ²/₀/₂ Himachal Government Judicial Paper

prepared. This was not done as it was not mandated by the Companies Act, 2013. Therefore, Trial Balances of FY 2016-17 to FY 2021-22 are attached as **Annexure-R1/2**, relevant to the annual Accounts/Reports of these years.

4. Please reconcile the difference found between the Net Saleable energy mentioned in Table 1 of the Petition and that provided in the supporting document of HPERC standard format.

Reply:

The net saleable energy as mentioned in Table no. 1 of the Petition is 87 % of HPPCL share, whereas HPERC standard format has no column for net saleable energy and only net generation in MU was required to be filled in the HPERC standard format.

5. Please provide the auditor's certificate for the **annexure P/4** which has been used as the supporting document for the revenue details mentioned in table 1 from COD till FY 2022-23. -

Reply:-

Necessary certification by CA firm of revenue details from COD till FY 2022-23 is attached as Annexure R1/43

6. Please submit the year wise computation for Net saleable energy from Gross generation along with bifurcation of Auxiliary consumption, Free power, LADF power, etc. In excel format. -

Reply:

Copy Attached as **Annexure R1/3**

7. The Petitioner has submitted certification of COD from HPPCL itself in **Annexure P-1**, which is not sufficient. In this context, please submit a supporting document acknowledged by the competent authority to establish the date of COD for the project.

Reply:-

The approvals received from DoE, GoHP & POSOCO (now Grid - India) are attached as **Annexure R1/4**.

ATTESTED
Vishay Kumar
Advocate
for Petitioner
Shimla

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

8. Please clarify the following differences along with the Justification/ reconciliation: -

- a) The Petitioner has mentioned a price variation of Rs. 23.8 Cr. In table 14 for the E&M works by considering Rs. 122.58 Cr. as DPR cost mentioned in page 34 of the Petition. However, as per table 2, the approved DPR cost for E&M works by CEA is Rs. 133.73 Cr. Please rectify the discrepancy.

Reply:

DPR cost for E&M approved by CEA i.e. 133.73 Crore is inclusive of all taxes and duties (Rs. 11.1417 Crore). However, during the award of E&M contract to the lowest bidder i.e. M/s Voith Hydro Pvt. Ltd. the award price i.e. 146.40 Crore is exclusive of all taxes and duties. For comparison between the DPR cost and Awarded value, the taxes and duties i.e. 11.14 Crore were excluded from DPR cost of 133.73 Crore and price variation works out to Rs. 23.8 Crore (Rs. 146.40 Cr. – Rs. 122.59 Cr.)

- b) The Petitioner has provided supporting document for sale of infirm power of Rs. 8.32 Cr. as mentioned in Table 7 in **Annexure P/11**. However, the same figure of Rs. 8.32 Cr. is not available in the provided supporting document. The Petitioner should rectify the discrepancy.

Reply:-

As already submitted in the petition, cost of infirm power has been deducted from the original capital cost booked on CoD. As such, figure of Rs. 8.32 Crore is not appearing in **Annexure P/11**. However, the DSM account detail of the infirm power sold is attached as **Annexure R1/5**.

- c) The Petitioner has claimed price variation in taxes and duties as Rs 7.68 Cr. in Table 14 of the Petition whereas the documentary evidence (**Annexure P-24A**) show the figure of Rs. 7,09,25,907. Please rectify the discrepancy.

Reply:

The figure of Rs. 7,09,25,907 corresponds to the Entry Tax. In addition to above, Taxes and Duties against Supply & Service i.e. 9.57 Crore & Rs. 2.17 Crore have been paid and included at Sr. No. 1 & 2 respectively of **Annexure P/24A**. As such, total

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No. 2493885 ²/₀/₂ Himachal Government Judicial Paper

taxes and duties paid work out to Rs. 18.82 Crore & variation paid is Rs. 7.68 Crore (Rs. 18.82 Crore – Rs. 11.14 Crore)

9. In Para 3.9 the Petitioner mentioned that Sainj HEP is not eligible for HPO (Hydro Purchase Obligation) but not explained as to why the project is not eligible for availing benefits of HPO/RPO. Please explain.-

Reply:

It was inadvertently mentioned that HPO/RPO obligation is not applicable for Sainj HEP. The mistake is regretted. It is submitted that application for accreditation and registration of Sainj HEP was filed with NRLDC. Accreditation has now been granted by NRLDC to HPPCL for 56.5MW (13MW HP GOVT share and 43.5MW HPPCL Share) Copy enclosed as "Annexure R1/6". The balance power is being sold to HPSEBL under PPA. Registration process is under progress.

10. Please re-submit clearly scanned copies of Annexure P-15- I, P-18-

Reply:

The clear copies of Annexure P/15 and Annexure P/18 are attached herewith as **Annexure R1/7 & Annexure R1/8** respectively.

11. Please provide a brief summary of list of Annexure submitted for the Petition.-

Reply:

Brief summary of list of Annexure is attached as **Annexure R1/9**.

B. Queries related to Capital Cost and Additional Capitalization:

12. Please submit the Auditor's Certificate as the supporting documents for the actual Capital Cost till COD mentioned in table 4 of the Petition.

Reply:-

Necessary certification by CA firm of actual Cost on CoD is attached as **Annexure R1/44**.



General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

13. Please confirm if any grant/ contribution was availed for funding of Capital Cost.

Reply:-

No funds in the form of grant have been availed for the project.

14. Please provide the details of Capital Cost along with year-wise bifurcation certified by the Auditor as follows (in Rs. Cr.): **Corporate Finance wing**


FY	Debt	Equity	Grant (if any)	Total Capital Cost
FY 2011-12				
FY 2012-13				
..				
FY 2023-24				
Total				

Reply:-

Necessary certification by CA firm for year wise Capital Cost is attached as Annexure R1/45.

15. Please submit adequate documentary evidence (like communication letters, etc.) for equity infusion for the project from Govt. of HP. Further, please submit the details of equity infusion as under:

FY	Date of Equity infusion	Total Equity infused	Equity infused for Sainj Project	Details of equity infused for other projects
	DD/MM/YY	In Rs Cr.	In Rs. Cr.	
FY 2011-12				
FY 2012-13				
FY 2023-24				
Total				

ATTESTED

Vijay Kumar Saini
 Advocate cum Public
 Notary
 108, Vasant Nagar
 New Delhi-110015

Reply:-

Necessary Documents evidences for equity infusion along with details in required tabular format is attached as Annexure-"R1/10" & "R1/11"


General Manager (Generation)
 HPPCL, Himfed Building.
 Delhi-110009

16. In reference to Para 3.6.1 and Table-09, the Petitioner has submitted that ADB had sanctioned loan facility to Govt. of India for execution of Sainj HEP under Himachal Pradesh Clean Energy Development Investment Programme (HPCEDIP). Further, the multilateral loan was routed to the Corporation through Govt. of Himachal Pradesh (GoHP). GoHP has given loan at interest rate of 10% per annum. In this regard, please submit the following:

- a) Clarify the loan structuring between ADB, Govt. of India, GoHP and HPPCL.

Reply:-

ADB has provided multilateral financing for hydropower development under the scheme, "Himachal Pradesh Clean Energy Development Investment Programme". The said funds were routed through Gol and GoHP. Himachal Pradesh is a Special Category State, therefore, the entire multilateral funds were received by the state from Government of India (Gol) in the ratio of 90:10, i.e. 90% Grant and 10% Loan. However, the entire loan proceeds were given to HPPCL as loan carrying interest rate of 10% p.a.

- b) Please submit the loan agreements and sanction letters from funding agency i.e GoHP.

Reply:-

Loan Agreements signed between Govt. of H.P & HPPCL is attached as proper justification and along with documentary evidence & tripartite agreement between GoHP, ADB & HPPCL is attached as **Annexure R1/13**.

- c) Please submit the tripartite agreements between Govt. of India, GoHP and ADB.

Reply:-

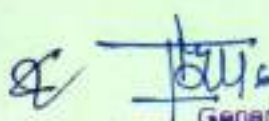
Tripartite Loan Agreements, among Gol, GoHP and ADB is not available. However, a copy of Loan Agreement between Gol & ADB is attached as **Annexure R1/14**.

- d) Please submit the amount of annual repayment and the actual loan amount repaid to GoHP till date.

Reply:-

It is submitted that No repayment has been made to GoHP so far.

ATTESTED
Vijay Kumar Saksena
Advocate cum Notary
Yash Bhawan, Village, Meer
Shimla (H.P.)



General Manager (Generation)
HPPCL, Himfed Building,
New Shimla, 171007

17. In reference to break up of Capital Cost provided in Table Nos. 2,4,11 and Para 3.10 of the Petition, please submit the following:-

- a) In Table No.4 amount of Rs. 81.98 Cr. is claimed under "Intake, De-sanding arrangement, Power House" whereas in Table 11, the amount is claimed under "Power House" civil works including TRT". Please provide the correct representation.

Reply:

It is submitted that particulars given in Table- 11 are correct, whereas in Table-4 the amount has been mentioned against Sr. No. 2.4 by mistake instead of Sr. No. 2.3.

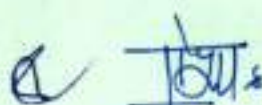
- b) Please provide the details of contract awards to third party along with amendments (if any) along with Board approvals with respect to "Infrastructure Work", "Misc and others works", etc. mentioned in Table No.11.

Reply:

The detail of contract awarded for Infrastructure works to third parties is attached as Annexure-R1/15.

- c) In reference to Table No. 11, the Petitioner has submitted as follows:

Work Detail	DPR Approved Cost (A) (Rs.In Crores)	Cost on COD(B) (Rs.In Crores)	Variation (B-A) (Rs. In Crores)
Infrastructure Works			
Preliminary including Development, Investigation and planning	12.60	0.00	-12.60
Land	29.23	32.47	3.24
Buildings	29.98	8.05	-21.93
Township (Miscellaneous)	12.60	13.15	0.55
Maintenance	3.14	0.33	-2.81



No 2493889

2
0
2
2

Himachal Government Judicial Paper

Tools & Plants	1.87	1.86	-0.01
Communication	23.48	24.54	1.06
Environment & Ecology	46.83		25.03
Losses on stock	0.78	0.00	-0.78
Receipt & Recoveries	-0.63	0.00	0.63
Sub- total	159.88	80.40	-79.48
Overheads			
Establishment	23.44	81.08	57.64
Design & Engineering	0.00	0.00	0.00
Audit & Accounts	2.10	0.00	-2.10
Contingency/ expenses	0.00	71.38	71.38
Rehabilitation & Resettlement	0.00	4.09	4.09
Sub- total overheads	25.54	156.55	131.01
Total	185.42	236.95	51.53

In this regard, please submit the following:

- i) Provide adequate justification with documentary proof for variation of actual cost vis-a-vis DPR approved costs for all components.

Submit the breakup of above components. Further, the Petitioner shall provide supporting documents with approvals from Board of Directors for above components of Cost as on COD as claimed in the Petition.

Reply (i & ii):

The justification of actual cost and cost of approved DPR all components along with relative documents is hereby attached as per Annexure R1/16(1) to R1/16(8) & Annexure R1/18.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No. 2493890 ²/₀/₂ Himachal Government Judicial Paper

It is further submitted that the actual cost with respect to the heads Land Annexure R1/16(2), Communication Annexure R1/16(6), Establishment Annexure R1/16(7), Contingencies / other expenses Annexure R1/16(8) increased as per prevailing escalated market prices at the time of execution whereas the cost as per DPR was based on the price indices during the year 2009. Necessary approval from BOD is under process and shall be submitted shortly.

- iii) Submit the rationale behind claiming zero cost against "Preliminary including Development, Investigation and planning" whereas approved DPR cost is Rs 12.60 Cr.

Reply:

The expenditure actually incurred in respect of "Preliminary i/c Development, investigation and Planning" has been considered & included in Township (Miscellaneous) work as such the same has been indicated zero.

- iv) The Petitioner has claimed Rs. 32.47 Cr. Cost against land. In this regard, please clarify the ownership of land (i.e. Govt. Of HP or Private land or Forest land) and also clarify details of land purchase like date of acquisition, year wise break up, proof of payments disbursements, etc. Along with proper supporting documents.

Reply: -

It is submitted that the cost of land amounting to Rs. 32.47 Crore is in respect of purchasing of private land & now the ownership of land is in the name of HPPCL & the supporting purchase details including proof of payments and disbursement is hereby attached as Annexure R1/16(2).

- v) In Table No. 6B, the Petitioner has submitted that Rs. 45.99 Cr. towards "Land and Residential buildings" is not considered in total project cost since it is subject to decision of management. In this context, submit the nature of const of this item. Clarify as to whether the same has already been claimed in Capital cost or not and also submit the reason for delay in decision of management.

ATTESTED
Vijay Kumar
Advocate cum Public
Notary (H.P.)

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No 2493891
Reply:

2
0
2
2

Himachal Government Judicial Paper

It is submitted that some assets i.e. land and buildings with respect to Sarabai Colony & Thalout were supposed to be transferred from HPSEBL to HPPCL during the time of construction of Sainj HEP and their total assessed value was Rs. 45.99 Crores.

It is further added that the case file for seeking necessary administrative approval is under process of approval. Hence the cost of above mentioned assets i.e. Rs. 45.99 Crore has not been considered in the total project cost (**Annexure R1/17**)

- vi) The Petitioner has claimed building const of Rs. 8.05 Cr. in this regard, please clarify if the building is residential or related to project infrastructure. Further, please submit the rationale of submitting township cost of Rs. 13.15 Cr. separately. The Petitioner should also submit the year-wise breakup of the cost of building and township.

Reply:

It is hereby confirmed that building cost amounting to Rs. 8.05 Crore is on account of construction/Maintenance of residential and Non- residential buildings **Annexure R1/16(3)** and township cost 13.15 Crore has been incurred w.r.t other infrastructural and misc. works **Annexure R1/16(4)**.

- vii) Please submit the details and rational of other cost elements and year-wise breakup for establishment charges (Rs. 81.08 Cr.), contingency cost (Rs. 71.38 Cr.) communication (Rs 24.54 Cr.) and maintenance (Rs 0.33 Cr.).

Reply:

Please refer reply already submitted at Sr. No. 17 (c)

- d. In reference to Table No.11, please submit supporting document for expenditure of Rs. 4.09 Cr. under Rehabilitation & Resettlement (R&R) works along with approvals from GoHP for R&R package required as per the HPERC Hydro Generation Regulation , 11 (2 (a), 2011.

ATTESTED

Vijay Kumar
Advocate cum
Yash Bhawan, Vikas
Sharma (H.P.)

Reply

The necessary supporting documents are hereby attached as (**Annexure R1/18**)

- e. In reference to Table No. 11, please submit the complete working of Interest during construction (IDC) amount of Rs. 253.08 Cr. against IDC of Rs. 96.77 Cr. as per approved DPR and shall also provide date- wise loan drawl from all funding agencies and supporting documents in the excel format.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

Reply:-

The Financial Year wise detail of the Interest during construction, for the amount of Rs. 253.08 Cr. and the available date-wise loan drawl from all funding agencies along with calculations of Interest on loan for the F.Y. 2017-18 to 2022-23, is attached as **Annexure R1/19**. Soft copy of the same is also being submitted.

18. The petitioner has provided supporting documents for sale of infirm power of-Rs. 8.32 Cr. as mentioned in table 7 and further submitted that the amount is excluded from Capital Cost. However, the same is not deducted from the Capital Cost submitted in Table No. 4 and Table No. 11 in this context, please clarify under which head the amount towards infirm power has been adjusted and submit detailed breakup of the same.

Reply:

During the capitalization of Expenses & Income, the Infirm Power amount has been excluded and apportionment in project Civil & Electro-Mechanical Assets with their awarded amt ratio on 03.09.2017. (**Annexure R1/20**)

19. In reference to Para 3.7 (ii) the petitioner has submitted that the LADF amount is Rs. 10.70 Cr. In this regard, please clarify if the amount is part of Capital Cost and provide the year wise working along with proof of payment. Further please provide reference to the same from the Capital Cost claimed in Table 4 and 11 along with year wise breakup.

Reply:

During the capitalization, the LADF amount of Rs. 10.70 Crore has been considered as a part of capital cost at Sr. No. 7.4 "Contingency / Other expenses" of Table-4. The year wise payment details / proof of payment are attached as **Annexure R1/20A & Annexure R1/16(8)**.

ATTESTED
Vijay Kumar
Adv. to cum
Work showing
Scheme (H.P.)

Please summarize all the award of works/contracts with respect to the project along with supporting documents in the following format.

Reply:

The desired information is duly filled in the prescribed format as below:

Contractor Name	HCC Ltd	Voith Hydro	Contractor N
-----------------	---------	-------------	--------------


General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171000

No. 2493893 ²/₀/₂ Himachal Government Judicial Paper

		Pvt. Ltd	
Name of package (as indicated in petition)	M/s HCC Ltd. EPC Contract Package for 100 MW Sainj Hydroelectric Project located in Distt. Kullu HP (India).	Contract for Electro- Mechanical Package of Sainj Hydro Electric Project (2X50 MW) CONTRACT NO.: 7- P/ADBIHCEDI P/SAINJ (E&M)	
Date of Award	23/06/2010	17.08.2011	
Date of contract agreement	01/08/2010	06 September 2011	
Date of actual commencement of work	02/08/2010	22 September 2011	
Timeline for completion (months) as per contract	48 Months	Unit#1 : 40 months from effective date i.e. from 22.09.2011 Unit#2 : 42 months from effective date i.e. from 22.09.2011	
Actual date of completion	30/06/2017	Unit#1 : 17.07.2017 Unit#2 : 30.06.2017	
Delay (in days)	1064 days	Unit#1 : 908 days	

APPROVED
Vijay Kumar Saini
Additional Chief Engineer
Vishal Singh
Shimla (H.P.)

[Handwritten Signature]

General Manager (Generation)
IPPCL, Himfed Building,
Shimla-171002

		Unit#2 : 848 days	
In case of delay, LD to be recovered as per contract (in Rs. Cr.)	No		
If LD Recovered (Yes/No)?	No	No	
Amount awarded (in Rs./Cr.)	431 Crore	146.40 Cr.	
Completion cost (in Rs./Cr.)	578.88 Annexure R1/21	219.13 Cr.	
Price variation occurred?	125.51 Annexure - R1/22 (1 & 2)	Yes	
If yes, provide price variation (in Rs. Cr.)	Annexure R1/23	91.45 Cr. (variation w.r.t DPR cost approved by CEA i.e. 122.68Cr. excluding contingencies, establishment, audit & account charges)	
Price variation allowed in contract documents (in %) along with references		Vol 1A (Supply Contract), Section I, Appendix 2 Price Adjustment, price variation on supply with	

ATTESTED
 Vijay Kumar
 Advocate cum Public
 Yash Bhowan
 Shimla (H.P.)

[Signature]
 General Manager (Generation)
 HPPCL, Himfed Building,
 New Shimla-171009

		ceiling of 25% Vol 1B (Service Contract), Section 1, Appendix 2 Price Adjustment, on erection no ceiling	
Reference for copies of LoA and Contract Agreement	Annexure R1/24	Annexure R1/34 Vol 1A (Supply Contract) Vol 1B (Service Contract)	

21. For other than civil and electromechanical works, please submit the copies of LoA and contract agreement for works awarded to third parties.

Reply:

Please refer to reply at Sr. No. 17(b)

22. Please submit the Board approvals (or approval from the competent authority), wherever applicable for amendment in contract and increase in actual cost against the awarded cost to the contractor.

Reply:

ATTACHED

Vijay Kumar Sahitola
Advocate cum Public
Works Officer
Shimla (H. P.)

The requisite information in respect of Contract amendments is hereby attached as **Annexure R1/25**. BOD Approvals and amendments in E&M Contract document attached as **Annexure R1/26**.

23. Please provide adequate documentary evidence to justify the price escalations as per contract clause, wherever applicable.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No. 2493896
Reply:

2
0
2
2

Himachal Government Judicial Paper

Please refer to reply at Annexure R1/22 (1 & 2). Approved Price escalation sheets in r/o E&M contract are attached as per Annexure R1/27.

24. In reference to awards of contract for Civil Works and electromechanical works, please clarify and provide the following:

Civil Works Package:

a) Submit contract agreement for civil work package.

Reply:

Attached as Annexure R1/28

b) There is huge variation in civil works cost awarded to M/s HCC Ltd. Of Rs.431.00 Cr vis-a-vis DPR approved cost of Rs. 260.36 Cr. since the DPR was approved by CEA on 29-Dec-2010 and civil works were awarded on 23-June-2010. In this context, please justify the reason for lower cost approved in DPR after award of work.

Reply:-

HPPCL submitted Detailed Project Report (DPR) of Sainj Hydro Electric Project (2 x 50 = 100 MW) to CEA vide letter No. HPPCL/DC/SAINJ/DPR/07-157 dated 30.10.2007. The presentation of the scheme was made by M/s HPPCL on 27.11.2007 to appraisal groups of CEA/CWC/GSI. The DPR was returned on 18.12.2007 due to inadequate geological explorations, updation of hydrology, confirmation of important levels of upstream as well downstream projects, old price level of cost estimates etc.

In parallel to attending these observations financing of Sainj HEP was taken up with ADB. Accordingly, Sainj HEP was included in the Himachal Pradesh Clean Energy Development Investment Programme (HPCEDIP), a program for hydropower project development in Himachal Pradesh funded by Asian Development Bank (ADB). The

Framework Financing Agreement between the ADB and the Government of India (Government) was signed on 11th September, 2008 and ADB Board of Directors approved the provision of loans for HPPCL's four projects namely Sawra Kuddu HEP (111 MW), Kashang Stage I, II & III HEP (195 MW), Sainj HEP (100 MW) & Shongtong Karcham HEP (450 MW) under the Multi-tranche Financing Facility (MFF) in an aggregate principal amount US\$ 800 million on 23.10.2008.

ATTESTED

Vijay Kumar Sharma
Advocate cum Notary Public
Yash Chowdhary
Shimla (H.P.)

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

No. 2493897 ²/₀/₂ Himachal Government Judicial Paper

In due course, after complying all the observations raised by CEA/CWC/other Govt. agencies the revised DPR of Sainj HEP was prepared and submitted to CEA on 14.09.2009 at price level of June 2009 for concurrence. The presentation for Sainj HEP was held in CEA on 01.12.2009 and the DPR of the project was accepted for examination. The DPR was finally concurred by CEA (Central Electricity Authority) vide TEC letter No. 2/HP/30/CEA/07-PAC/6009-39 Dated 29.12.2010 at an estimated cost of Rs. 676.29 Crores including IDC of Rs. 96.77 Crores at June 2009 price.

Sainj HEP civil works were awarded to M/s HCC Ltd. through EPC mode on 23.06.2010 for total contract amount of 431 Cr. It is important to note that the works were awarded on EPC mode wherein the contractor has to commission the project as a whole with all infrastructures and other miscellaneous works and not just the main project components. So while the cost of main components in the submitted DPR was Rs. 256.61 Cr. the overall cost with inclusion of other subheads like K- Buildings, O- Miscellaneous, R- Communication, X-Environment & Ecology, establishment and administrative charges etc was Rs 350.17 Cr. (Annexure R1/29). This cost with inclusion of service tax was Rs 364.80 Cr. So the comparison of awarded cost should be done with this base cost of Rs 364.80 Cr. and not alone with the cost of main civil component which was Rs. 256.61 Cr. in draft DPR and Rs. 260.36 Cr. in final DPR. The works were awarded after international competitive bidding at 19.33 % higher than the estimated cost after due approval of BoD. (Annexure R1/29).

In view of the above, the DPR was prepared & approved by CEA on the prevailing guidelines for amount of Rs. 676.29 Cr. with overall civil head cost of Rs. 445.79Cr. (PL June, 2009) against which the Civil works (on EPC mode) was awarded for amount of Rs. 431.00Cr.

- c) Submit the details of all bidders participated along with the price quoted by all bidders for civil package.

ATTENDED

Reply:-

Vijay Kumar Sekhon
Advocate cum Notary Public
Yash Bhawan, Vidyalaya
Srinagar (d)

Attached as Annexure R1/30.

d) Submit basis of estimated amount of Rs. 364.80 Cr. as mentioned in Para (a) in Page No.29 of the petition.

Reply: -

Reply already given at Point no. 24(b)

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

2
0
2

N^o 2493898 **Himachal Government Judicial Paper**

e) In reference to Table No. 12, provide the year wise break up for "Price escalation as approved by the Engineer-in-Charge that was paid to contractor" amounting to Rs. 125.51 Cr. and "Variation due to change order of additional work of construction of firewall at CVT portal and bus duct gallery portal of Sainj HEP' amounting to Rs. 9.36 Cr.

Reply:

Reply already given at Sr. No. 20 **Annexure R1/22(1&2)** and as per **Annexure R1/22(3)**.

f) In reference to Annexure P-131 please provide the year wise break up for entry taxes along with % tax details on each component applicable.

Reply:

The year wise breakup of Entry Tax in r/o Civil & HM Works of Sainj HEP is as below:-

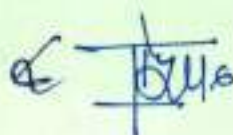
Financial Year	Total Amount of Entry Tax (in INR)	%age of Entry Tax in r/o Civil & HM Components
2010-11	1,07,55,036	0.186%
2011-12	90,17,531	0.15%
2012-13	1,02,73,690	0.177%
2013-14	1,03,20,184	0.178%
2014-15	66,24,614	0.114%
2015-16	62,21,984	0.107%
2016-17	12,00,374	0.207%
Total	54,413,413	

Entry tax detail has been attached **Annexure R1/31** and other balance tax are included in RA bills.

g) Please submit the documentary proof of the amount paid to contractors along with summary.

Reply:-

The details are included in **Annexure R1/21**.



General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

h) For first extension of time granted to M/s HCC Ltd. For civil works till 2nd June, 2015 (in reference to Para e (i) in Page No. 30), please submit the board approval and supplementary agreement.

Reply:-

Attached as Annexure R1/32 & Annexure R1/25

i) The petitioner has cited various reasons to substantiate the total delay of 1,064 days for e.g. delay of 147 days is attributed due to non availability of access to site on account of damages to Adit I road due to flash flood, in this context please justify the delay attributable to each of the cited reasons with proper 3rd party documentary proof (e.g. weather hindrance registers for flash floods, newspaper cutting etc.)

Reply:

Requisite information is attached at Annexure R1/33

Electromechanical package

J) Please submit contract agreement for electromechanical package.

Reply:

Contract Documents for E&M package are attached as Annexure R1/34

K) In Table 13, please submit the details of taxes and duties and overhead expenses (i.e.. contingencies establishment cost, etc.) incurred as per cost up to COD.

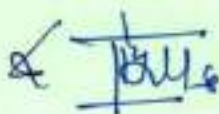
Reply:-

Details of Taxes and Duties has already been attached at Annexure P-24A, out of 219.13 Crore, the details of taxes & duties and overhead expenses (i.e. contingencies, establishment cost, etc.) incurred as per cost up to COD is as follows:-

Taxes and Duties on Supply Contract	9.57 Crore
Taxes and Duties on Service Contract	2.17 Crore
Entry Tax	7.09 Crore
Ovehead Expenses	--
Total	18.83 Crore

ATTESTED

Vijay Kumar Saklani
Advocate cum Notary Public
Yash Bhawan, Vaidi Nagar
Shimla (H.P.)



General Manager (Generation)
HPPCL, Himed Building,
New Shimla-171009

No 2493900 ²/₀/₂ Himachal Government Judicial Paper

- l) In page No. 342 (para a), the Petitioner has mentioned approved DPR cost as Rs. 122.58 Cr. For E&M works, whereas the approved DPR cost as per documentary evidence provided (Annexure P 7, page No. 436) is Rs. 133.73 Cr. Please clarify the discrepancy and how it has arrived at a variation of Rs. 23.8 Cr. (= Rs. 146.40 Cr. - 122.58 Cr.), whereas the actual variation is only Rs. 12.67 Cr. (= Rs. 146.40 Cr. - 133.73 Cr.). Accordingly, the petitioner shall re-submit Table 14 to justify the remaining variation of cost in E&M works.

Reply:

The award of E&M contract to the lowest bidder, M/s Voith Hydro Pvt. Ltd. was made excluding all taxes and duties. The details of variation of 23.8 Crore is as follows:-

DPR cost (excluding all taxes and duties)	122.59 Crore (133.73 Cr – 11.14 Cr)
Awarded Amount to M/s Voith Hydro Pvt. Ltd.	146.40 Crore
Variation	146.40 Crore -122.59 Crore = 23.81 Crore

- m). Please submit the details of all bidders participated along with the price quoted by all bidders for electromechanical package.

Reply:-

The following bidders participated in the bid for E&M works of Sainj HEP:-

1. M/s Alstom Projects India Ltd.
2. M/s Andritz Hydro Pvt. Ltd.
3. M/s BHEL
4. M/s Voith Hydro Pvt. Ltd..

The prices quoted for E&M package of Sainj HEP by various bidders are as follows:-

- M/s ALSTOM : Rs. 160.73 Crore
M/s ANDRITZ : Rs. 169.72 Crore
M/s BHEL : Rs. 197.81 Crore
M/S VOITH : Rs. 146.40 Crore (L-1 bidder)

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

ATTESTED

Vijay Kumar Solanki
Advocate cum Notary Public
Yash Dhasang, Vidya Nagar,
Shimla (H.P.)

n) Please provide year wise break up of price escalation of Rs. 23.10 Cr. Submitted in Annexure P-18.

Reply:-

The year wise price breakup of price escalation of Rs. 23.10 Cr is as follows:-

Year	Price Escalation (in Crores)
2012	0.24
2013	0.64
2014	8.04
2015	7.96
2016	5.81
2017	0.45
Total	23.10 Crore

o) In reference to Table No. 14, the petitioner has claimed change order for the supply and erection of works as mentioned in Sr. No. (c) to Sr. No. (g) to support the price variation for E&M works. In this regard, please submit the following details:-

i) In the table 14 of the petition the petitioner has claimed the final price in Crore but provided supporting documents in USD+INR figures (in Annexure P-19 and P-20). Please submit the supporting documents for final price and prevalent foreign

exchange rate approved by the competent authority.

ii) Please provide year wise break up.

iii) Please submit the bifurcation of foreign exchange variation and taxes and duties paid in built the cost.

Reply of o (i), (ii) & (iii) is as below:

i) Change order for the supply and erection of 400 kV GIB complete with all accessories 62,25,820 INR + 11,35,750 USD

[Handwritten Signature]

General Manager (Generation)
HPPCL, Himfed Building,
Dehra Dun - 241000

No 2493978 ²/₀/₂ **Himachal Government Judicial Paper**

Taking the USD to INR Foreign Exchange Rate as 66.4235 (Annexure R1/35), the price comes out to 62,25,820 INR + 7,54,40,490 INR = 8,16,66,310 INR

i.e. 8.1 Crores

Change order for supply and erection of 400 kV XLPE complete with all accessories 12,76,139 INR + 2,88,147 USD

Taking the USD to INR Foreign Exchange Rate as 66.4235 (Annexure R1/35), the price comes out to 12,76,139 INR + 1,91,39,748 INR = 2,04,15,887 INR

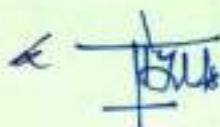
i.e. 2.04 Crores

ii) Year wise price breakup of change orders issued to M/s VHN is as follows:-

Supply Contract:			
Year	Components:	Change order amount	Currency
2014	400kV XLPE Cable	288146.4	USD
2015	400kV GIB	1135750	USD
2018	LV switchgear & accessories	9249000	INR
2018	PLCC Equipments	7655750	INR
2019	OFC Cable	52172.90	USD
Supply Contract:			
2014	400kV Transportation &	369602.30	INR
	Installation	906531	INR
2015	400kV GIB	6225820	INR
	Transportation & Installation		
2018	LV switchgear & accessories	739721.40	INR
	Transportation & Installation		
2018	PLCC Equipments	62038.45	INR
	Transportation & Installation		
2019	OFC Cable	16142.80	INR
	Transportation & Insurance		

ATTESTED

Vijay Kumar Saklam
Advocate cum Notary Public
Yash Bhawan, Vigyan Nagar
Bhimtal (H.P.)



General Manager (Generation)
HPPCL, Himfed Building.
New Shimla

Installation	36030.10	INR
--------------	----------	-----

iii) Bifurcation of foreign exchange variation and taxes and duties paid inbuilt in the cost is already attached at Annexure P/24B.

p) Please provide year wise break up of taxes and duties submitted in Annexure P 24-A, along with % tax details on each component applicable.

Reply:

Details of Taxes Paid (in Crore) on Service, Supply & Entry Tax				
FY	Supply (in Cr.)	Service (in Cr.)	Entry Tax (in Cr.)	Total (in Cr.)
2012-13	0.60	0.25	-	0.85
2013-14	4.45	0.42	1.68	6.55
2014-15	3.39	0.51	3.05	6.95
2015-16	0.97	0.40	2.16	3.54
2016-17	0.15	0.31	0.17	0.63
2017-18	-	0.27	0.03	0.30
Total	9.56	2.17	7.09	18.82

% tax details on each component applicable are as under:-

Taxes paid on Supply & Service of E&M Components	% age	Tax Amount (In Crore)
Excise Duty on Supply	2.78%	6.088
CST on Supply	1.59%	3.477
Entry tax on Supply	3.24%	7.09
Swachh Bharat Cess on Service	0.007%	0.015
Krishi Kalyan Cess on Service	0.005%	0.01
Service Tax on Service	0.88%	1.93
Total		18.82 Cr.

[Handwritten Signature]

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171009

q) Please submit the year wise break up for variation in foreign exchange rate fluctuation of Rs 24.70 Cr submitted in annexure 24 B in following format signed by competent authority:

Year	Description of material	Price in USD	Exchange rate as per invoice	Equivalent price in INR Cr
Total				Rs. 24.70 Cr.

Reply:

Details duly signed are attached at Annexure R1/36

r) Please refer to the contract clause which allows price variation and specify up to how much variation is allowed as per contract agreement.

Reply:

In Vol 1A (Supply Contract), Section I, Appendix 2 Price Adjustment, "Price Adjustment on Ex-factory prices for the plant and equipment of Indian origin (schedule 2) and CIF Indian port of entry price component for plant and equipment of non Indian origin (Schedule 1) shall be subject to a ceiling of 25% (twenty five percent) of Ex-Works and CIF Indian port of entry price component of the contract price respectively" (copy attached as Annexure R1/37)

In Vol 1B (Service Contract), Section I, Appendix 2 Price Adjustment, "The price adjustment on Erection Portion of installation component of the contract price shall be without any ceiling". (copy attached as Annexure R1/38)

ATTESTED

Vijay Kumar Sharma
Advocate cum Notary Public
Yeshpur, Himachal Pradesh
Shivalik HPPCL

s) Please submit the payment disbursement proof of amount paid to contractors along with summary.

Reply:

Attached as per Annexure R1/39

t) Please submit the Board Approvals for extension granted to M/s Voith Hydro Pvt. Ltd. Due to various reasons like adverse geology, bad weather conditions, etc. and change in facilities.

General Manager (Generation)
HPPCL, Himfed Building,
Taru Chimta 171009

No 2493981
Reply:

2
0
2
2

Himachal Government Judicial Paper

Board approvals for extension granted to M/s Voith Hydro Pvt. Ltd. are attached as Annexure R1/26

- u) The petitioner has cited various reasons to substantiate the delay claimed in the petition like adverse geology, bad weather conditions, force majeure events and infusion of inadequate resources. In this regard, please submit the following:-
- Clarify the delay claimed on account of "infusion of inadequate resource".
 - Bifurcate the total delay due to each of the mentioned reasons.
 - Justify the delay with proper justification and along with documentary evidence (for e.g., newspaper cuttings, govt. notifications, etc.)

Reply:

- There is no claimed delay on account of "infusion of inadequate resources" in r/o E&M works. Major reasons for delay were delay in handover of GIS building, delay in completion of Civil works of Pothead yard, delay in availability of U/S & D/S penstock with distance piece for BFV erection, water availability at MIV & 400kV Grid availability to backcharge the Generator Transformers.
- Bifurcation of delays in r/o E&M works on account of reasons mentioned above are as under:-

Total delay after 21.01.2015 up to 17.07.2017 for Unit#1	908 days (860+Nil+48 days)
Delay on part of HPPCL for Unit#1 (21.01.2015 to 30.05.2017)	860 days
Delay on part of VHN (after H/O of last front on 30.05.2017)for Unit#1	NIL
Activity Days for Completion of Unit#1 (Delay attributable to none)	48 days
Total delay after 05.03.2015 up to 30.06.2017 for Unit#2	848 days (817+Nil+31 days)
Delay on part of HPPCL for Unit#2 (05.03.2015 to 30.05.2017)	817 days
Delay on part of VHN (after H/O of last front on 30.05.2017)for Unit#2	NIL
Activity Days for Completion of Unit#2 (Delay attributable to none)	31 days

ATTESTED

Vijay Kumar Sekh
Advocate cum Notary
Yash Bhawan, Vikas
Swarajya Pt

General Manager (Generation)
UPPT, Himachal Pradesh

iii. Proper justification for civil delays along with documentary evidence are already detailed in reply of Sr. No. 24 (i)

25. Please provide the extensions of time approved along with documentary proof to the contractors in the following format :

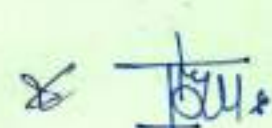
Sr. No. Unit No.	Contractor Name	Completion date as per Agreement DD/MM/YY	Total Extension of time approved			Remarks
			Extension From DD/MM/YY	Extension to DD/MM/YY	Total extension granted In Days	

Reply

The details are as under:-

Sr. No. Unit No.	Contractor Name	Completion date as per Agreement DD/MM/YY	Total Extension of time approved				Remarks
			Extension From DD/MM/YY	Extension to DD/MM/YY (1 st EOT)	Extension to DD/MM/YY (2 nd EOT)	Total extension granted In Days	
Unit # 1	Voith Hydro Pvt. Ltd.	January; 2015 (40 months from effective date i.e. from 22.09.2011)	January; 2015	53 months from the effective date i.e. up to February; 2016	17.07.201 7	908 days	
Unit # 2	Voith Hydro Pvt. Ltd.	March; 2015 (42 months from effective date i.e. from	March; 2015	55 months from the effective date i.e.	30.06.201 7	848 days	

ATTACHED
Voith Hydro Pvt. Ltd.
Advocate cum Engineer
105th Street, VPO
Shimla (H.P.)


General Manager (Generation)
HPPCL, Himfed Building,
New Shimla 171009

		22.09.2011)		up to April; 2016			
--	--	-------------	--	-------------------------	--	--	--

Please refer Annexure R1/26.

26. Please submit Gantt chart in support of claimed delay.

Reply:-

Delay analysis chart in support of claimed delay in r/o E&M works is attached as per Annexure R1/40, Gantt chart of Civil works attached as Annexure-R1/7 (PAGE NO 11-41).

27. Please submit the bifurcation of the claimed delay in completion of project for all awards of contracts to 3rd parties into 3 categories along with adequate reasoning: i) Delay due to HPPCL ii) Delay due to Contractor and iii) Delay due to Force Majeure. SM (P&C) & SM (Civil).

Reply

No award had been given to any third party for the E&M contract. For the E&M works, M/s Voith Hydro Pvt. Ltd. was the main contractor.

28. In case of extension is granted to contractor, please submit the details of levy of Liquidated Damages (LD) in civil and electromechanical package. Further, please submit the following details.

a). If LD amount has already been adjusted against the Capital cost claimed as on COD?

ATTESTED
If LD is not recovered due to delay attributable to contractors, the petitioner shall provide detail rationale for the same, wherever applicable.

Vijay Kumar Sarda
Advocate cum Notary Public
Yash Bhowan, Vrindavan Nagar
Shimla (H.P.)

Reply:

E&M Contract

- a) No, the LD amount has not been adjusted against the capital cost claimed as on CoD.
- b) For the E&M contract, EoT was granted without levy of Liquidated damages (LD).

Civil Contract

General Manager (General)
HPPCL, Himfed Building,
New Shimla-171009

2
0
2

No. 2493984 **Himachal Government Judicial Paper**

- a) No, the LD amount has not been adjusted against the capital cost claimed as on CoD.
- b) LD has not been recovered so far for civil package as the matter is sub-judice. (Annexure R1/41)

29. Please provide the Auditor's Certificate for the supporting documents of the actual Capital Cost incurred till Cutoff date and additional capitalization beyond cutoff date mentioned in table 5 of the submitted Petition.

Reply:-

Necessary certification by CA firm for the actual Capital Cost till Cut-off date and additional capitalization beyond cut-off date is attached as Annexure R1/46.

30. Please substantiate the claims made under additional capitalization mentioned in table 5 with technical justification supported by documentary evidence as how these costs are directly linked with the original scope of work, any un discharged liabilities and the works deferred for execution.

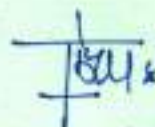
Reply:

The Breakup of the claim made under additional capitalization mentioned in Table 5. of the Petition is as below & the detailed information is attached as **Annexure R1/42.**

FY	Account Head	Amt (Crore)	Description
2018-19	Infrastructure Development Construction Power	07.03	Construction of 400kV D/C Transmission Line LILO of Second circuit from Parbati-II to PGCIL Banala Pooling Station. Amount Capitalized after getting the UC from HPPTCL
2018-19	Roads & Bridges	0.36	Amount deferred for execution. Amount capitalized after getting the completion report of Road.
2018-19	Electronics & Electrical Items	0.01	Works deferred for execution
2018-19	Project Civil Works	-0.44	Towards work deferred for execution. -0.90 Crore transfer to Employee Cost after getting the audit observation.

ATTESTED

Vijay Kumar Sakshi
Advocate cum Notary Public
Vishwjit Singh
Shimla (H.P.)




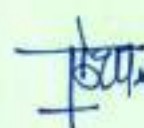
General Manager (Generation)
HPPCL, Himfed Building,
Shimla, 171000

No 2493985

2
0
2
2

Himachal Government Judicial Paper

			0.38 Crore Bills of main civil work capitalized . 0.08 crore the amt of 25% Arrear to Out sourced labours which was engaged under Civil components was capitalized
2018-19	Project Electro-Mechanical works	-0.05	Towards work deferred for execution. 0.33 Crore transfer to Emp Cost after getting the audit observation. 0.28 Crore OFC supply agnst Change Order Inv 7004411901
2019-20	Computers and Data Processing Machines	0.01	Towards works deferred for execution towards procurement of Data processing equipment for DGM-Cum-HOP office of Sainj HEP.
2019-20	Project Civil Works	2.32	Towards works deferred for execution . a. Crore was LADA amt which was calculated on tentative revise cost . 0.32 Crore amt capitalized of of EM
2019-20	Project Electro Mechanical works	0.87	Towards works deferred for execution. 0.75 Crore was LADA amt which was calculated on tentative revise cost
	Total	10.11	

ATTESTED

Vijay Kumar Sakher
Adapted cum History Public
Yash Bhargava, Vijay Kumar
Sharma (H O)

General Manager (Generation)
MPPCL, Himfad Building,
New Shimla-171000

No 2493986

2
0
2

Himachal Govern



Notary Paper

BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION,
SHIMLA

Filing No. 101 of 2023

Petition No.....

IN THE MATTER OF

IN THE MATTER OF FILING OF PETITION FOR APPROVAL OF CAPITAL COST AS ON COD TAKING IN CONSIDERATION THE ADDITIONAL CAPITAL EXPENDITURE AND DETERMINATION OF TARIFF FROM COD TO FY 2023-24 FOR SAINJ HYDRO ELECTRIC PROJECT (2X50 MW), OF HIMACHAL PRADESH POWER CORPORATION Ltd. (HPPCL) UNDER THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS FOR DETERMINATION OF HYDRO GENERATION TARIFF) REGULATIONS, 2011 AND ITS AMMENDMENTS THEREAFTER AND UNDER SECTION-62 READ WITH SECTION 86 OF THE ELECTRICITY ACT 2003.

THE HIMACHAL PRADESH POWER CORPORATION LIMITED, HIMFED BUILDING, BCS, NEW SHIMLA, SHIMLA -9.

PETITIONER

VERSUS

THE HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED, HPSEBL, VIDYUT BHAWAN, SHIMLA-171004.

RESPONDENT

Affidavit verifying the petition

ATTESTED

I, Rohit Sharda, son of Sh. Dev Dutt Sharda, aged about 49 years, presently working as a General Manager (Gen.), Himachal Pradesh Power Corporation Limited, Shimla, do hereby solemnly affirm and declare as under:-

1. That I am duly authorised to file this Compliance Report and swear in the affidavit therein.
2. That the HPPCL Reply has been prepared and drafted at my instance and under my instruction. The content of reply are true and correct to the best of my personal knowledge based on the official record. No part of it is false and nothing material has been concealed there from.

General Manager (Generation)
HPPCL, Himfed Building,
New Shimla-171000

No 2493987 ²/₀/₂ Himachal Government Judicial Paper

3. That the Petitioners further declares that this affidavit of mine is true and correct to the best of my personal knowledge, no part of it is false and nothing material has been concealed there from.

4. Verified at Shimla on 13th day of Sep, 2023.

Deponent

General Manager (Generation)
HPPCL, Himfid Building,
Shimla-171009

ATTEST

Vikas Kumar Solanki
Additional Civil Judge Public
Youth Court, Vikas Nagar
Shimla-171009

IDENTIFIED BY
A.M.O
433749240053

[Signature]

sworn before me on affirmation
the 13th day of Sep 23
at Shimla by the name of
of Sh. Rohit Sharma
Identified by Sh. A.M.O Vikas
who is personally known to me the
contents of the affidavit are duly read
in the presence of the deponent, who
declared he is not aware of any
and correct affidavit is hereby attested

[Signature]
13/9/23