



**TELANGANA STATE ELECTRICITY REGULATORY COMMISSION  
HYDERABAD.  
5<sup>th</sup> Floor, Singareni Bhavan Lakdikapul Hyderabad 500004**

I. A. No. 3 of 2019  
in  
O. P. Nos. 21 & 22 of 2017

Dated: 06.11.2019

**Present**

Shri T.Sriranga Rao, Chairman  
Shri M.D.Manohar Raju, Member Technical  
Shri Bandaru Krishnaiah, Member Finance

Between:

1. Southern Power Distribution Company of Telangana Ltd.,  
6-1-50, Mint Compound, Hyderabad, Telangana – 500063
  2. Northern Power Distribution Company of Telangana Ltd.,  
H.No. 2-5-31/2, Corporate Office, Vidyut Bhavan,  
Nakkalgutta, Warangal – 506001
- .... Petitioner.

AND

Nil

.... Respondents.

The application having stood over for consideration to this day, the Commission passed the following:

**ORDER**

The distribution companies of Telangana (TSDISCOMS) (applicants) have filed an application under section 94 (2) of the Electricity Act, 2003 (Act 2003) seeking extension of the application of the retail supply tariff, cross subsidy surcharge and additional surcharge for the year 2019 – 2020 upon expiry of the earlier tariff order on 31.03.2019.

2. The applicants have stated in the above said application as below:
  - a) TSDISCOMs humbly submit that retail supply tariff order dated 27.03.2018 passed on retail supply tariffs for FY 2018 – 19 and cross subsidy surcharge



and additional surcharge order 27.03.2018 in OP No. 21 & 22 of 2017 being implemented in the supply areas of TSDISCOMs shall cease by 31.03.2019.

b) As per Regulation 4 of 2005 (terms and conditions for determination of tariff for wheeling and retail sale of electricity), TSDISCOMs were supposed to file aggregate revenue requirement (ARR) & tariff proposals for the FY 2019 – 20 by 30<sup>th</sup> November, 2018, so that 120 days are available to the Commission to determine the retail supply tariff for FY 2019 – 20 commencing from 1<sup>st</sup> April, 2019.

c) Whereas, TSDISCOMs have filed petitions for extension of time for filing of ARR & Tariff proposals along with additional surcharge and cross subsidy surcharge for FY 2019 – 20 for retail supply business and ARR & tariff proposals for distribution business for 4<sup>th</sup> MYT control period (FY 2019 – 20 to FY 2023 – 24) by 31.03.2019, in view of certain difficulties faced by the Discoms.

d) The licensee humbly submits before the Hon'ble Commission that the licensee is in the process of finalizing the ARR, tariff proposals, cross subsidy surcharge and additional surcharge proposals for retail supply business for FY 2019 – 20.

e) As such, it is evident that Hon'ble Commission tariff order on retail supply tariffs, cross subsidy surcharge & additional surcharge for the year FY 2019 – 20 may not likely to come into force from 01.04.2019.

f) Hence, TSDISCOMs pray that the Hon'ble Commission may be pleased to pass such interim orders that the existing retail supply tariffs, cross subsidy surcharge and additional surcharge of FY 2018 – 19 shall continue from 01.04.2019 until issue of retail supply tariff, cross subsidy surcharge and additional surcharge orders for the year 2019 – 20.

3. We have examined and considered the application filed by TSDISCOMs. We are of the view that the retail supply tariff, cross subsidy surcharge and additional surcharge has to be levied until the TSDISCOMs file a regular petition for determination of fresh retail supply tariff, cross subsidy surcharge and additional surcharge. Therefore, the present interlocutory application is being considered for passing appropriate orders. It may be appropriate at this stage to state that an order on ad-interim measure subject to the final disposal of the application along with the





regular petition for fresh retail supply tariff, cross subsidy surcharge and additional surcharge can be passed to meet the ends of justice for the present.

4. It is relevant to state here that this Commission is empowered to pass necessary interim orders in appropriate cases under section 94 (2) of the Electricity Act, 2003. In this regard the relevant provision is extracted below:

“94. Powers of Appropriate Commission:

(1) .....

(2) The Appropriate Commission shall have the powers to pass such interim order in any proceeding, hearing or matter before the Appropriate Commission, as that Commission may consider appropriate.

(3) .....

5. In the present circumstances, we deem it appropriate to pass an interim order in this application on an ad-interim measure that the retail supply tariff, cross subsidy surcharge and additional surcharge as existing as on 31.03.2019 is applicable and to be levied and collected.

6. Accordingly, the retail supply tariff, cross subsidy surcharge and additional surcharge as applicable on 31.03.2019 as per order dated 27.03.2018 are applicable and can be levied pending disposal of this application finally. The TSDISCOMs are directed to file the regular petition for determination of fresh retail supply tariff, cross subsidy surcharge and additional surcharge for FY 2019 - 20 immediately.

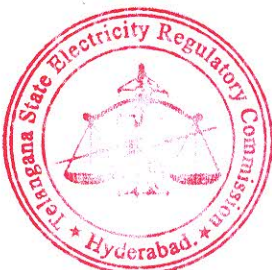
***This order is corrected and signed on this the 6<sup>th</sup> day of November, 2019.***

**Sd/-**  
**(BANDARU KRISHNAIAH)**  
**MEMBER**

**Sd/-**  
**(M.D.MANO HAR RAJU)**  
**MEMBER**

**Sd/-**  
**( T.SRIRANGA RAO )**  
**CHAIRMAN**

**//CERTIFIED COPY//**



  
**SECRETARY**  
**T.S. Electricity Regulatory Commission**  
D. No. 11-4-660, 5th Floor, Singareni Bhavan,  
RED HILLS, HYDERABAD-500 004.