

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT
PANCHKULA**

Case No. HERC/P. No. 48 of 2025

Date of Hearing : 17/12/2025

Date of Order : 17/12/2025

IN THE MATTER OF:

Petition under Section 181 of the Electricity Act 2003 for removal of difficulties read with Section 86 of the Electricity Act 2003 read with Regulations 18, 19 & 20 of the HERC (Deviation Settlement Mechanism and Related Matters) Regulations, 2019 read with Regulations 65, 66, 67 & 68 of the HERC (Conduct of Business) Regulations, 2019 seeking the Hon'ble Commission to exercise its power to relax / power to remove difficulty or in the alternative power to amend the provisions of clause "6" of Procedure for forecasting, scheduling and deviation settlement of solar & wind generation as approved by the Hon'ble Commission in accordance with HERC (Forecasting, Scheduling and Deviation Settlement for Solar and Wind Generation) Regulations, 2019 with respect to the qualifying criteria for appointment as qualified coordinating agency (QCA).

Petitioner

Saini Power Transactor, SCO 110, 2nd floor, Sector 25, Panchkula.
through its authorised representative Mr. Gaurav Saini.

VERSUS

Respondents:

Haryana Vidyut Prasaran Nigam Limited, through its Managing
Director, Shakti Bhawan, Plot No. C-4, Sector-6, Panchkula – 134109

Present

On behalf of the Petitioner

1. Sh. Akshay Gupta, Advocate
2. Sh. Gaurav Saini, Petitioner
3. Sh. Sanjeev Chopra, Representative

On behalf of the Respondent

1. Sh. Lovepreet Singh, Advocate
2. Sh. Ashok Muthuria, XEN, HVPN

QUORUM

Shri Nand Lal Sharma, Chairman
Shri Mukesh Garg, Member
Shri Shiv Kumar, Member

INTERIM ORDER

1. The case was heard on 17/12/2025, as scheduled, in the court room of the Commission.
2. Sh. Akshay Gupta counsel for petitioner submitted that the petitioner has challenged the qualification criteria of the QCA only and requested to allow proprietorship firms and joint ventures also in addition to Companies registered under Companies act only. Due to strict qualifying criteria no QCA has been registered till date.
3. Sh. Lovepreet Singh contested that the Companies have perpetual liability whereas in case of proprietorship firm or LLP the succession to liability is not present. He further submitted that 2 nos. QCAs have been registered. The counsel requested to allow him to submit written submissions in the matter.
4. The Commission observes that the limited no. of registered QCAs indicate stringent qualifying criteria resulting in lack of competition. The data submitted by the petitioner reveals that the other states don't have such stringent qualifying criteria.
5. The Commission reserves the order and acceding to request of the respondent allows both the parties to submit written submissions with in two (2) weeks.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 17/12/2025.

Date: 17/12/2025	Sd/- (Shiv Kumar)	Sd/- (Mukesh Garg)	Sd/- (Nand Lal Sharma)
Place: Panchkula	Member	Member	Chairman