

BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT PANCHKULA

Case No. HERC/Petition No. 12 of 2026

Date of Hearing : 24.04.2026

Date of Order : 30.04.2026

In the Matter of

Petition under section 86(1)(b) of the Electricity Act, 2003 read with Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 seeking source approval along with Power Purchase Agreement (PPA) for purchase of solar power on long-term basis from the decentralized Ground/ Stilt Mounted Grid Connected Solar Power Plants of capacity up to 2 MW under Component-A of the Pradhan Mantri Kisan Urja Suraksha evam Utthan Mahabhiyan (PM KUSUM) Scheme at the pre-fixed levelized tariff of Rs. 3.11/kWh determined by HERC.

Petitioner

Haryana Power Purchase Centre, Panchkula (HPPC)

Present on behalf of the Petitioner

1. Mr. Vikrant Pamboo, Advocate
2. Dr. Raman, Advocate
3. Mr. Gaurav Gupta, Xen, HPPC
4. Mr. Vikrant Saini, AEE, HPPC

Quorum

**Shri Nand Lal Sharma
Shri Mukesh Garg
Shri Shiv Kumar**

**Chairman
Member
Member**

ORDER

Brief Background of the case

1. The present petition has been filed by HPPC, seeking approval of source as well as 74 nos. power purchase agreements entered into between the petitioner and solar power developers for procurement of solar power on long-term basis for a period of 25 years under component - A of PM KUSUM scheme at levelized tariff of Rs. 3.11/-kWh determined by Hon'ble HERC vide its order dated 20.12.2019 in petition no HERC/PRO-57 of 2019.
2. **HPPC's submissions: -**
 - 2.1. That the Ministry of New and Renewable Energy (for brevity 'MNRE'), Government of India, issued "Guidelines for Implementation of the Pradhan Mantri Kisan Urja Suraksha evam Utthan Mahabhiyan Scheme" (for brevity "PM KUSUM Scheme") vide Office Memorandum bearing F. No. 32/645/2017-SPV Division dated 22.07.2019, with the objective of promoting the use of renewable energy in the agriculture sector, enhancing farmers' income, reducing dependence on conventional power sources and supporting India's long-term energy transition goals.

- 2.2. That the PM-KUSUM Scheme is a flagship national programme aimed at achieving decentralized solar power generation and ensuring energy security for farmers while simultaneously addressing issues of high agricultural subsidy burden on Distribution Licensees. The component A of the scheme provides for setting up of decentralized, grid-connected solar power plants of individual capacity ranging from 500 kW to 2 MW. Power generated from such plants is purchased by the local Distribution Licensee at a tariff determined by the Appropriate Electricity Regulatory Commission. This component enables farmers, developers and rural entrepreneurs to become power producers and sell clean energy to DISCOMs.
- 2.3. That the Component-A of the PM-KUSUM Scheme, which is the subject matter of the present petition, is particularly significant as it promotes localized generation of solar power, reduces transmission losses, strengthens rural distribution infrastructure and provides a stable and long-term revenue stream to participating farmers and developers.
- 2.4. Under the Scheme, MNRE provides Central Financial Assistance (CFA) to eligible projects, thereby reducing capital cost and ensuring tariff affordability for Distribution Licensees. The Scheme envisages long-term Power Purchase Agreements, typically for a period of 25 years, ensuring certainty and bankability of projects.
- 2.5. That the implementation of PM-KUSUM Scheme directly contributes towards achieving India's Renewable Energy targets, reduction in carbon emissions, compliance with Renewable Purchase Obligation (RPO) mandates and promotion of sustainable agriculture practices.
- 2.6. That the Government of Haryana has actively implemented the PM-KUSUM Scheme through its Distribution Licensees, namely Uttar Haryana Bijli Vitran Nigam Limited (UHBVN) and Dakshin Haryana Bijli Vitran Nigam Limited (DHBVN), and Haryana Power Purchase Centre (HPPC) acting as the nodal agency for signing of Power Purchase Agreement with Solar Power Developers for procurement of power under Component-A of the Scheme. Further, it is submitted that MNRE sanctioned total capacity of 158 MW to Haryana DISCOM's (15 MW for UHBVN and 143 MW for DHBVN), under Component-A of PM-KUSUM Scheme.
- 2.7. To achieve the desired targets, the Commercial Wing of UHBVN, on behalf of both DISCOMs (UHBVN and DHBVN), initially floated an Expression of Interest (Eoi) bearing No. 01/PM-KUSUM Scheme/CE/C-2020 dated 13.01.2020. However, the response was not as per expectations, with only a few bids received from prospective developers. Subsequently, the Commercial Wings of UHBVN and DHBVN individually floated separate Eois bearing No. 01/SE/C/2022/PM-KUSUM/DHBVN dated 04.07.2022 and EOI No. 05/PM-KUSUM Scheme/CE/C-2023 dated 05.12.2023,

respectively. Due to continued limited participation, and after approval of the respective Whole-Time Directors, walk-in applications were invited from farmers, developers, and generators within the State of Haryana for the development of decentralized solar power plants of up to 2 MW capacity, directly connected to the existing notified substations of the DISCOMs. The solar power plants were to be preferably installed within a 5 km radius of the substations to minimize transmission infrastructure costs and reduce transmission losses.

- 2.8. That the aim of the scheme is to raise farmers' income by utilizing their barren / uncultivable land. As per the said Guidelines dated 22.07.2019, the DISCOMs shall invite 33/11 kV or 66/11 kV or 132/11 kV sub-station wise Expression of Interest (for short "Eol") from the Renewable Power Generators being individual farmers/ group of farmers/ cooperatives/ panchayats/ Farmer Producer Organizations (FPO)/ Water User associations (WUA) etc.
- 2.9. That the Hon'ble HERC vide its order dated 20.12.2019 in petition no HERC/PRO-57 of 2019 determined levelized tariff of Rs. 3.11/-kWh for the power procured under component -A of PM KUSUM scheme. Accordingly, HPPC signed Power Purchase Agreement (Standard PPA was part of Guidelines for procurement of power by DISCOMs from solar power developers issued by MNRE) with the solar power developers, for setting up of a Solar Power Plant under Component- A of PM KUSUM Scheme to procure power at pre-fixed levelized tariff of Rs.3.11/kWh as determined by Hon'ble Haryana Electricity Regulatory Commission.
- 2.10. That due to limited participation in UHBVN area and to motivate Solar Power Developers, the Commercial Wing of UHBVN again floated an Expression of Interest (Eol) bearing No. CE/Commercial/EOI-01/PM-KUSUM/ Component-A /2024-25 dated 07.03.2025 for the installation of decentralized ground-/stilt-mounted, grid-connected solar power plants of capacity up to 2 MW under Component-A of the PM-KUSUM Scheme. The said Eol was opened on 01.04.2025. A total of eight bidders participated, out of which six bidders met the requisite eligibility criteria. Accordingly, Letters of Award (LoAs) were issued to six bidders/developers by Commercial, UHBVN for setting up of Solar power plant on 09.06.2025 & 14.10.2025. It is pertinent to mention that out of these six bidders/developers, three no. developers did not come forward to sign the Power Purchase Agreement (PPA) with HPPC even after repeated request made by HPPC vide letter dated 31.10.2025 followed by email dated 07.11.2025 and letter dated 29.12.2025. Commercial wing of UHBVN is in process for cancellation of LoAs.
- 2.11. That against the capacity of 158 MW sanctioned by MNRE for setting up Solar Power plant in the state of Haryana under Component- A of PM KUSUM Scheme, as in order

to meet with the target, during 2020 to 2025, HPPC has signed 74 no. PPAs with several SPDs from time to time for a cumulative total contracted capacity of 126.8 MW. The detail of PPA signed by HPPC on behalf of UHBVN and DHBVN are as under:

Sr. No.	Name of the Developer	Capacity (in MW)	Date of PPA	Discom
1	Sh. Deepen Godara, Sector-13, Part 2 Hissar	0.25	21.08.2020	DHBVN
2	Sh. Vinod Poonia M/s Raj Waste Treat Pvt. Ltd. H. No. 1274, Sector14, Hissar	2	21.08.2020	DHBVN
3	Smt. Bimla w/o Lt. Devi Lal	1	08.06.2023	DHBVN
4	DES Renewables Pvt. Ltd.	0.85	21.08.2023	DHBVN
5	Humbolt Energies Pvt.Ltd.	0.85	21.08.2023	DHBVN
6	L&P Energy	0.85	21.08.2023	DHBVN
7	SS Solar Energy	0.85	21.08.2023	DHBVN
8	Sh. Sandeep Yadav	1	13.06.2023	DHBVN
9	VERA energy, Bhiwani, Haryana,	2	01.08.2024	DHBVN
10	MSP enterprises, village Bhera Bhiwani , Haryana,	2	02.08.2024	DHBVN
11	SUT energy, village Bhera, Bhiwani, Haryana,	2	02.08.2024	DHBVN
12	Dada Maldey Pvt. Ltd.	2	21.08.2023	DHBVN
13	Sh. Rajender Kumar, Village Jant Guwana, Mohindergarh	1	21.08.2020	DHBVN
14	Sh. Mahesh Kumar Village Gawani, Mohindergarh	1	21.08.2020	DHBVN
15	Smt. Kaushalya H. No. 127, Ward No. 2 Dohar Khurd, Mahendergarh	1	21.08.2020	DHBVN
16	M/S GVR POWER H.No.664, Sector-33-B, Chandigarh.	0.96	12.07.2024	UHBVN
17	Sandeep Kumar Village Karad (64), Panipat, Haryana, 132107	2	15.07.2024	UHBVN
18	Surender Kumar ,Village- Karad, Panipat, Haryana,	2	15.07.2024	UHBVN
19	M/s SI Projects, village Umra, Bhiwani, Haryana,	2	30.07.2024	DHBVN
20	M/s SI Projects, village Morka, Bhiwani, Haryana,	2	30.07.2024	DHBVN
21	M/s SI Projects, village Bhera , Bhiwani , Haryana,	2	30.07.2024	DHBVN
22	M/s UV Projects, village Umra, Bhiwani, Haryana,	2	30.07.2024	DHBVN
23	M/s UV Projects, village Bhera, Bhiwani, Haryana,	2	30.07.2024	DHBVN
24	M/s UV Projects, village morka , Bhiwani , Haryana,	2	30.07.2024	DHBVN
25	RK Sodha, Rasaliya Khera, Sirsa, Haryana	2	29.08.2024	DHBVN
26	Vidya Devi, village Badhwana, Charkhi Dadri, Haryana	2	30.10.2024	DHBVN
27	Bharatved Renewable Energy, village Samain, Fatehabad , Haryana	0.6	04.11.2024	DHBVN
28	Bishnoi Green energy, Noida, UP	2	09.12.2024	DHBVN
29	M/s Narsingh Solar power Pvt Ltd.	1	07.03.2025	DHBVN
30	Kailasho	2	12.03.2025	DHBVN
31	Kuldeep Kumar	2	12.03.2025	DHBVN
32	Mohit Jandu	2	12.03.2025	DHBVN
33	Hari Niwas	2	12.03.2025	DHBVN
34	Savitri	2	12.03.2025	DHBVN
35	Seth Tuls Ram	2	13.03.2025	DHBVN
36	M/s Innocepts Solutions Pvt. Ltd.	2	21.03.2025	DHBVN
37	M/s JLTm Energy India Pvt. Ltd., Mithi	2	21.03.2025	DHBVN
38	M/s JLTm Energy India Pvt. Ltd., Pinjokhra	2	21.03.2025	DHBVN
39	M/s JLTm Energy India Pvt. Ltd., Mandholi	2	21.03.2025	DHBVN
40	M/s Ridhiyana Energy Pvt. Ltd.	2	21.03.2025	DHBVN
41	M/s Sun Photonics Pvt. Ltd., Pinjokhra	2	21.03.2025	DHBVN

42	M/s Akshit Builders	2	21.03.2025	DHBVN
43	Sh. Raj Kumar	2	21.03.2025	DHBVN
44	Smt. Sonal Singh	2	21.03.2025	DHBVN
45	M/s Vaew Energies Pvt. Ltd., Jandli Khurd	2	21.03.2025	DHBVN
46	Ramneek	2	09.04.2025	UHBVN
47	Satbir	1.5	11.04.2025	UHBVN
48	Naresh Kumar	2	11.04.2025	UHBVN
49	Rakshit	2	18.04.2025	UHBVN
50	M/s ASS Solar Power Project Ltd.	2	05.05.2025	DHBVN
51	M/s Verma Auto Electric Works, Sadalpur	2	05.05.2025	DHBVN
52	M/s Verma Auto Electric Works, Jandli Khurd	2	05.05.2025	DHBVN
53	M/s Vaew Energies Pvt. Ltd., Sadalpur	1.5	05.05.2025	DHBVN
54	JLTM Energy India Pvt.Ltd.Patodi	2	20.05.2025	DHBVN
55	Sun Photonics Pvt.Ltd.Patodi	2	20.05.2025	DHBVN
56	M/s Sun Photonics Pvt. Ltd., Pahari Nakkipur	2	19.06.2025	DHBVN
57	M/s JLTM Energy India Pvt. Ltd., Pahari Nakkipur	2	19.06.2025	DHBVN
58	ADRJ Energy	2	06.06.2025	DHBVN
59	Shanaya Green energy	2	06.06.2025	DHBVN
60	Mrs. Monika, Siwani, Bhiwani, Haryana	1	18.08.2025	DHBVN
61	Mrs. Ritu, Nanwan, Mahendergarh, Haryana	2	18.08.2025	DHBVN
62	Mrs. Kamlesh Devi, Nanwan, Mahendergarh, Haryana	2	18.08.2025	DHBVN
63	Sh. Ajit Singh, Nanwan, Mahendergarh, Haryana	2	18.08.2025	DHBVN
64	Sh. Narender, Siwani, Bhiwani, Haryana	2	18.08.2025	DHBVN
65	M/s JLTM Energy India Pvt. Ltd.	2	20.08.2025	DHBVN
66	Sh. Vikram Singh, Village Pathera, Mahendragarh, Haryana	2	21.08.2025	DHBVN
67	Sh. Darshan Kumar , Village Pathera, Mahendragarh, Haryana	2	21.08.2025	DHBVN
68	Sh. Pradhan Chand , Village Pathera, Mahendragarh, Haryana	2	21.08.2025	DHBVN
69	Smt. Sunita, village Kilo Dopana, Rohtak, Haryana	1	17.09.2025	UHBVN
70	Sh. Jai Deep, village, Rohtak, Haryana	1	17.09.2025	UHBVN
71	M/s BRCXKMEPASS Trade Centre Pvt. Ltd.	2	17.09.2025	DHBVN
72	Sh. Jaskirat Singh, Village Bir Kheri, Thanesar, Kurukshetra, Haryana	1	14.10.2025	UHBVN
73	Sh Satbir Singh, Village, Kotra , Rajound, Kaithal, Haryana	0.59	15.10.2025	UHBVN
74	M/s Mahakal Crane Service, Village, songri, Kaithal , Haryana	2	15.10.2025	UHBVN
Total		126.8		

- 2.12. That the Electricity Act, 2003 and National Tariff Policy, 2016 duly provides for promotion of Renewable Energy resources, in order to reduce dependence on conventional sources energy thereby reduction of ISTS PoC Transmission charges and to improve environment besides creating alternate stream of income to farmers and employment in rural areas. As such the present petition has also been filed in furtherance of the intent and object of the Electricity Act, 2003 and the National Tariff Policy, 2016 and in order to meet the ambitious renewable targets set by the Government of India/HERC.
- 2.13. That there has been a delay in filing the present case, which has occurred solely because, in the present matter, several parties/firms approached the DISCOMs through walk-in applications for setting up of solar power plants under the Component-

A of PM-KUSUM Scheme. Consequently, considerable time was required to collect requisite documents in accordance with the scheme and to complete other necessary formalities from all the concerned parties. It is further submitted that all Power Purchase Agreements (PPAs) under the PM-KUSUM Scheme pending with UHBVN and DHBVN were executed up to 15.12.2025. Moreover, MNRE vide office memorandum dated 28.11.2025 informed UHBVN that PM-KUSUM scheme is valid only up to 31.03.2026, and fresh application/ PPA have been received/ signed before 31.12.2025. Accordingly, Haryana Power Purchase Centre (HPPC) has approached the Hon'ble Commission through the present petition. The delay in filing the present case was thus due to circumstances beyond the control of Applicant and is neither intentional nor deliberate.

- 2.14. That, for the reasons set out in the subsequent paragraphs, HPPC submits that the source of 126.8 MW solar power from aforesaid projects by the DISCOMs would be in the overall interest of all stakeholders, including the consumers of the DISCOMs. The establishment of solar power plants is essential to comply with the directives of the Government of Haryana and accordingly, the approval of procurement of solar power as sought in the present petition is in the larger interest of the State.
- 2.15. That HPPC is consistently making efforts to arrange a reliable and feasible power supply for the State of Haryana. Considering the position of power in the State and the growing requirement for power, the Petitioner is seeking the kind indulgence of this Hon'ble Commission to approve the procurement of power from said sources along with 74 no. of Power Purchase Agreement (PPAs) having a cumulative capacity of 126.8 MW signed by HPPC with SPDs under Component-A of PM KUSUM Scheme.
- 2.16. That the following prayers have been made:-
 - a) Admit the instant Petition:
 - b) To approve the procurement of Solar Power from 74 no. Solar Power Developers with cumulative capacity of 126.8MW by setting up of Solar Power Plant under Component-A of PM KUSUM Scheme at the pre-fixed levelized tariff of Rs. 3.11/kWh determined by HERC alongwith PPA signed with SPDs.
 - c) Pass any such further order(s) or direction(s) that this Hon'ble Commission may deem fit and necessary in the facts and circumstances of the case.

Commission's Analysis and Order

3. The case was heard on 24.04.2026 in the court room of the Commission. During the course of the proceedings, the Petitioner mainly reiterated the averments and submissions set out in its petition, which for the sake of brevity are not reproduced herein but shall be read as part of the record.

4. Upon a comprehensive perusal of the pleadings and the evidentiary material brought on record, this Commission observes that certain Power Purchase Agreements (PPAs) submitted for approval are dated as far back as 21.08.2020. Consequently, the Petitioner, Haryana Power Purchase Centre (HPPC), has approached this forum seeking ex-post facto approval after an inordinate delay of approximately six years. While this Commission acknowledges that the subject PPAs are governed by the framework of Component-A of the PM-KUSUM Scheme, it is imperative to state that the Petitioner was legally obligated to seek regulatory approval at the earliest opportunity. It is a settled principle that Licensees must obtain prior approval before entering into any contractual obligations or signing any PPA, a mandate that should have been strictly adhered to in the present matter.
5. The Commission hereby directs the Distribution Licensees to ensure that all power procurement is undertaken strictly in accordance with the Power Purchase Agreements (PPAs) duly approved by the Commission. All future applications seeking approval for long-term procurement of power shall be submitted in conformity with the terms and conditions of the license as well as the guidelines and regulations issued by the Commission from time to time. The Commission categorically observes that it shall not accord approval to any PPA which has not been submitted before it as on date. In the event of any deviation from these directions, the Commission makes it explicit that the cost of power procured under such unapproved arrangements shall not be considered as part of the admissible power purchase cost of the Distribution Licensees for tariff determination purposes.
6. In view of the above, as a one-time measure, which should not be taken as a precedence, the Commission approves the PPA signed with 74 number Solar Power Developers for procurement of Solar Power with cumulative capacity of 126.8MW under Component-A of PM KUSUM Scheme at the pre-fixed levelized tariff of Rs. 3.11/kWh.
7. The present petition brought before this Commission is disposed of in terms of the above order.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 30.04.2026.

Date: 30.04.2026 Place: Panchkula	Sd/- (Shiv Kumar) Member	Sd/- (Mukesh Garg) Member	Sd/- (Nand Lal Sharma) Chairman
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