



TPSODL/Regulatory/2025/20/643

29-January-25

To,
The Secretary,
Odisha Electricity Regulatory Commission
Bidyut Niyamak Bhawan
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

Sub: TPSODL responses to Objections/Suggestions raised on TPSODL's Application on Annual Revenue Requirement (ARR) – FY 26 (Case No 99 of 2024)

Dear Sir,

With reference to the above subject, we are attaching the responses to the objections/suggestions made by Organisations/Persons as have been admitted by the Commission as the Appendix.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



TP SOUTHERN ODISHA DISTRIBUTION LIMITED

(A Joint Venture of Tata Power and Government of Odisha)

Regd./Corp Office: Kamapalli, Courtpetta, Berhampur, Ganjam, Odisha – 760 004

Website: www.tpsouthernodisha.com Email: tpsodl@tpsouthernodisha.com

Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

BEFORE THE ODISHA ELECTRICITY REGULATORY COMMISSION,
BIDYUT NIYAMAK BHAWAN.
PLOT No-4, CHUNOKOLI, SHAILASHREE VIHAR, BHUBANESWAR-751021

Case No. 99/2024

IN THE MATTER OF: Application under the Electricity Act 2003, OERC (Terms and Conditions for Determination of Wheeling and Retail Supply Tariff) Regulations 2022, OERC (Terms and condition of Intra-State Open Access) Regulations 2020, Vesting Order dated 28.12.2020, Carved out Balance Sheet as on 01.01.2021 and its Order dated 26.11.2021 and Oher Tariff related matters for a) **Aggregate revenue Requirement (ARR), Wheeling Tariff, Retail Supply Tariff for the Financial Year 2025-26 along with b) Annual Performance Review of FY 2024-25.**



And

IN THE MATTER OF: TP Southern Odisha Distribution Ltd. (Formerly Southco Utility), Corporate Office, Kamapalli, Courtpeta, Berhampur, Ganjam, Odisha - 760004.

.... Applicant

AFFIDAVIT

I Soumitry Dey, aged about 47 years, s/o. Late Banshidhar Dey, working as the Head Regulatory Affairs, do hereby solemnly affirm and state as follows:

- a) That, I am working as Head Regulatory Affairs of TPSODL, Courtpeta, Berhampur, Dist. - Ganjam-760004. I am the authorized representative in the above matter and duly authorized by the said applicant to make this affidavit on its behalf.
- b) That, I have gone through the contentions in this submission and understood the contents thereof.
- c) That, the facts stated in the present application are true to the best my knowledge and belief and belief and the same are based upon available record.


Deponent

Verified that the contents of above affidavit are true and correct, no part it is false and nothing material has been concealed there-from.

Verified at Berhampur on this 29th day of Jan 2025


Deponent

Identified by

Advocate
29-1-2025

Identified by S.R. M.H.P. on this 29th day of Jan 2025
Solely affirmed before me on this 29th day of Jan 2025
4:45 AM/PM Contents having been to adover & explained the declarant who seemed to have profly understood the contents of the there of moving the affidavit

1-2-01
NOTARY
Berhampur (Gm.) Odisha]

INDEX

ANNEXURE	RESPONSE TO QUERY RAISED BY-
A.	Shri, Somnath Sahu Dy CEE/TRD/HQ/BBS Office of the Principal Chief Electrical Engineer East Coast Railway, Rail Sadan, Chandrasekharpur, Bhubaneswar 751017
B.	Shri, Judhister Behera Secretary Upavokta Mahasangha, Siddhartha Nagar Lane-1 Berhampur, Pin - 760004
C.	Shri, Manoranjan Routry, Advocate Trinath Temple Street, PO/PS/Dist: Koraput, Odisha, 764020
D.	Shri, Panchanana Jena Working President, Bijuli Karmachari Sangh Berhampur Sakti Nagar, 3 rd Lane, Engineering School Road, Berhampur - 760010
E.	M/s. Power Tech Consultants Working as Sr. Consultant of M/s. Power Tech Consultants K-8-82, Kalinga Nagar, Ghatikia, Bhubaneswar - 751029
F.	The Utkal Chamber of Commerce & Industry Ltd. (UCCI) N-6, IRC Village, Nayapalli, Bhubaneswar - 751015, Odisha
G.	Shri. Prabhakar Dora S/O - Late Bhaskar Rao Dora, 3 rd Lane, Vidya Nagar, PO / District - Rayagada - 755001.
H.	Shri. Ananda Kumar Mohapatra Freelance Power Analyst, Plot No.- 799/4, Kotiteertha Lane Old Town, BBSR - 02
I.	Shri. Priyabrata Sahu Bijaya Bihar, 2 nd Lane-ext(tower line), Po: Berahmpur, Dist: Ganjam, Pin: 760004
J.	Shri, Prabeer Kumar Mallick Sr. General Manager (Regulation, Tariff & Commercial) Odisha Power Transmission Corporation (OPTCL) Janpath, Bhubaneswar - 751022
K.	Shri A. K Sahani Rtd. Electrical Inspector, GoO B/L-108, VSS Nagar, Bhubaneswar 751007
L.	Shri. Ramesh Ch. Satapathy Plot No. 302(B), Beherasahi, Nayapally, Bhubaneswar-751012, Dist- Khurda, Odisha
M.	M/s Vignesh Foods, At; Bagriaguda, Near Paper Mill, Jeypore, Pin: 764002, Dt: Koraput, Odisha



ANNEXURE-A

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

1-2-21
29-1-2024

NOTARY





TPSODL/Regulatory/2025/09/607

28-January-25

To,
Shri. Somanath Sahu
Dy CEE/TRD/HQ/BBS
Office of the Principal Chief Electrical Engineer
East Coast Railway, Rail Sadan, Chandrasekharapur, Bhubaneswar 751017

Sub: Case No. 99 of 2024 (ARR of TPSODL) – Objections/Observations of M/s East Coast Railway.

Ref.: Your letter no. ECoR/EL/TRD/447/14/52 dated 13th January 2025

Dear Sir,

We are providing the replies to the queries raised/ observations made by you/your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

TP SOUTHERN ODISHA DISTRIBUTION LIMITED

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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTIN: 21AAICT3239P1Z1

1. Item no. 2 (Railway Traction as a Separate Category in Odisha State):

TPSODL Response: We do not agree with the East Coast Railway's proposal to treat Railways as separate category, as this will create multiple categories under the same voltage group.

2. Item no. 3 (Reduction of Higher Demand and Energy Charges):

TPSODL Response: It may be perused from the below table; the tariff applicable to Railways herein in Odisha is much competitive than the tariff for Railways in other adjacent states.

	States	Demand Charges	Energy Charges
1	Chhattisgarh	Rs.375 /-per kVA per month	Rs. 5.25 per kVAh
2	Andhra Pradesh	Rs.350/-per kVA per month	Rs. 6.50 per kVAh
3	Jharkhand	Rs.400/-per kVA per month	Rs. 5.60 per kVAh
4	Madhya Pradesh*	Rs.310/-per kVA per month	Rs. 5.90 per kWh
*Guaranteed minimum annual consumption of 1500 units (in kWh) per kVA of Contract demand.			
5	Maharashtra	Rs.472/-per kVA per month	Rs. 5.31 per kVAh
6	Bihar	Rs.540/-per kVA per month	Rs. 8.16 per kVAh
7	Odisha	Rs.250/-per kVA per month	HT (kVAh) EHT (kVAh)
		(Upto 60% L.F)	Rs. 5.85 Rs. 5.80
		(> 60% L.F)	Rs. 4.75 Rs. 4.70

So, contention of the Railway regarding cheaper tariff in other adjacent states is not appropriate. Railway is also being separately categorized under HT & EHT as "Railway Traction", there is no such requirement of creation of another specialized category. Railway is also being extended rebate of 25 paise per unit with such rebate the effective Tariff under EHT up to 60% LF is Rs. 5.55 per unit and beyond 60% LF consumption it is Rs. 4.55 per unit.

Further, we do not agree with the suggestion of East Coast Railway in para 3.2 for reduction of L.F. to 40%. The inference of railway from collection of S/D is incorrect as it is applicable for calculation of S/D. However, Hon'ble Commission may examine the issue. We request the Hon'ble Commission to compensate TPSODL for any reduction in revenue due to the above change.

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3. Item no. 4 (Exemption of Railway Traction category from Solar, Normal & Peak Hour Tariff - TOD Rebate/ Surcharge):

TPSODL Response: Like other category of consumers, Railway category is being charged on Solar Hour, Normal Hour & Peak Hour.

4. Item no. 5 (Ignorance of MD rise/overshoot of both the adjacent RTSSs during their feed extension over the RTSS where incoming supply failed due to OPTCL):

TPSODL Response: The railway submission is for feed extension of one RTSS from one Discom to other Discom where the incoming supply fails due to OPTCL reason. The suggestion of the Railway may be examined.



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ANNEXURE-B

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

P. Z. P. I.
29-1-2025

NOTARY



To,
Shri. Judhister Behera
Secretary Upavokta Mahasangha
Siddhartha Nagar Lane-1
Berhampur, Pin - 760004

Sub: Case No. 99 of 2024 (ARR of TPSODL) - Objections/Observations of Shri Judhister Behera.

Ref.: Your submission dated 15th January 2025

Dear Sir,

We are providing the replies to the queries raised/ observations made by you/your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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The point wise clarification to the objection raised by the objector is as below.

1. Point no. 1 (Observations related to proposed employee cost, R&M cost and A&G Expenditure, Power Outages, MBC Cost):

TPSODL Response: The apprehension of the petitioner is not correct.

2. Point no. 2 (Observations related to DPS, Provisional billing etc.):

TPSODL response: The purpose of DPS provision is to act as a deterrent for non-payment of dues and is as per regulatory provisions. So, the objection related to levy of for higher DPS is un-justified.

3. Point no. 3 (Observations related to disconnection of supply without notice):

TPSODL response: We would like to submit that, under TPSODL the power supply of any defaulter consumer is disconnected only after proper notice and proper follow-up.

4. Point no. 4 (suggestion related to benefits of Capex Plan):

TPSODL response: We would like to submit that, the benefits of the Capex plan include increased supply reliability, reduction of AT&C loss, better consumer satisfaction; which have been mentioned in the ARR petition.

5. Point no. 5 (Observation related to higher A&G cost proposed):

TPSODL response: We would like to inform that, the A&G expenses has gradually increased with the increased level of consumer service related activities.

6. Point no. 6 (suggestion related to Security Deposit):

TPSODL response: It is intimated that, the interest on security deposit is determined by the Hon'ble Commission on a yearly basis.

7. Point no. 7 & 8 (suggestion related to provision of installment on Security Deposit, extension of digital rebate to other category of consumers than Dom & Com category):

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TPSODL response: TPSODL would like to express its disagreement with the proposal of the petitioner.

8. Point no. 9,10, 11,12 & 13 (suggestions related to waiver of meter rent, tariff hike, treatment of Tax of RoE, Employee cost, A&G cost, passing of non-tariff income in full to the consumers, scrutiny of expenses):

TPSODL response: We would like to submit that; the above matters are the prerogative of the Hon'ble Commission.

9. Point no. 18,19 & 20 (Objections related to the Revenue gap proposed by the Discom, DPS on Domestic and GP category, Pro-rate billing proposal):

TPSODL response: The revenue deficit is projected by TPSODL after proper scrutiny and as per regulatory provisions. The DPS proposal has been made for specific categories after observing the pattern of payment by them and to act as a deterrent measure only. The mechanism of the pro-rate billing is already explained in its petition.

10. Point no. 21, 22, 23, 24, 25 & 26 (Objections related to increase in Demand charges for HT Medium Industry consumers up to 110 KVA, Smart meter funding, bill revision of defective meter cases, utilization of SD for capital works, revision of re-connection charges, increase in LF applicable under penalty u/s 126):

TPSODL response: In response to para 21, 22, 23, 24, 25 & 26, we do not agree with the submission of the petitioner.

Every proposal for SoP revision related to utilization of security deposit, bill revision is put forward to authorities after detailed examination and analysis. The rationality behind it is already explained in the petition.

Further, it may be reiterated that, there is no discrimination to any particular category of employees as TPSODL believes in inclusive growth and welfare of all categories of employee.



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ANNEXURE-C

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

1-2-24
24-1-2025

NOTARY





TPSODL/Regulatory/2025/17/615

28-January-25

To,
Shri, Manoranjan Routray, Advocate
Trinath Temple Street,
PO/PS/Dist: Koraput
Odisha - 764020.

Sub: Case No. 99 of 2024 (ARR of TPSODL) - Objections/Observations of Shri Manoranjan Routray.

Ref.: Your submission dated 15th January 2025

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

TP SOUTHERN ODISHA DISTRIBUTION LIMITED

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The point wise clarification to the objection raised by the objector is as below.

1. Point no. 1 (Observations related to proposed employee cost, R&M cost and A&G Expenditure, Power Outages, MBC Cost):

TPSODL Response: The apprehension of the petitioner is not correct.

2. Point no. 2 (Observations related to DPS, Provisional billing etc.):

TPSODL response: The purpose of DPS provision is to act as a deterrent for non-payment of dues and is as per regulatory provisions. So, the objection related to levy of for higher DPS is un-justified.

3. Point no. 3 (Observations related to disconnection of supply without notice):

TPSODL response: We would like to submit that, under TPSODL the power supply of any defaulter consumer is disconnected only after proper notice and proper follow-up.

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TPSODL response: We would like to submit that, the benefits of the Capex plan include increased supply reliability, reduction of AT&C loss, better consumer satisfaction; which have been mentioned in the ARR petition.

5. Point no. 5 (Observation related to higher A&G cost proposed):

TPSODL response: We would like to inform that, the A&G expenses has gradually increased with the increased level of consumer service related activities.

6. Point no. 6 (suggestion related to Security Deposit):

TPSODL response: It is intimated that, the interest on security deposit is determined by the Hon'ble Commission on a yearly basis.

7. Point no. 7 & 8 (suggestion related to provision of installment on Security Deposit, extension of digital rebate to other category of consumers than Dom & Com category):

TPSODL response: TPSODL would like to express its disagreement with the proposal of the petitioner.

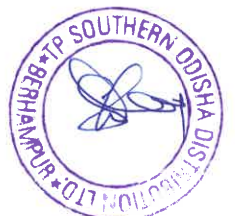
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8. Point no. 9,10, 11,12 & 13 (suggestions related to waiver of meter rent, tariff hike, treatment of Tax of RoE, Employee cost, A&G cost, passing of non-tariff income in full to the consumers, scrutiny of expenses):

TPSODL response: We would like to submit that; the above matters are the prerogative of the Hon'ble Commission.

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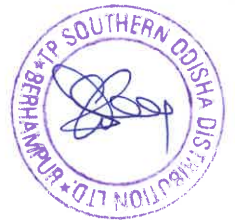
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10. Point no. 21, 22, 23, 24 & 25 (Objections related to Smart meter funding, bill revision of defective meter cases, utilization of SD for capital works, revision of re-connection charges, increase in LF applicable under penalty u/s 126):

TPSODL response: In response to para 21, 22, 23, 24 & 25, we do not agree with the submission of the petitioner.

Every proposal for SoP revision related to utilization of security deposit, bill revision is put forward to authorities after detailed examination and analysis. The rationality behind it is already explained in the petition.

Further, it may be reiterated that, there is no discrimination to any particular category of employees as TPSODL believes in inclusive growth and welfare of all categories of employee.



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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

ANNEXURE-D

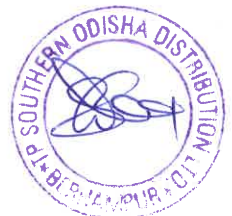
TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

1-2-24
28-1-2024

NOTARY



To,

Shri, Panchanana Jena

Working President, Bijuli Karmachari Sangh Berhampur
Sakti Nagar, 3rd Lane, Engineering School Road
Berhampur - 760010

Sub: Case No. 99 of 2024 (ARR of TPSODL) – Objections/Observations of Shri Panchanana Jena.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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The point wise clarification to the objection raised by the objector is as below.

1. Point no. 1 & 2 (regularization of outsourced persons):

TPSODL Response: it is submitted that there is no such policy for regularisation of outsourced persons working under TPSODL also as per law.

SOUTHCO Utility was vested with TPSODL as per the vesting order of Hon'ble Commission vide case No 83/2020. In line with the vesting order TPSODL has been submitting the Annual Business Plans, application for approval of ARR for the next financial year along with projected employees' cost, R&M expenditure and A&G expenditure, which is subject to the Hon'ble Commissions prudence check and subsequent approval. In line with the guidelines and stipulations of the Hon'ble commission, recruitment is done from time to time.

2. Point no. 4 & 5 (query on engagement of locals by TPSODL):

TPSODL Response: It is submitted that recently 99 persons (non-executive) are recruited from existing outsourced persons working under TPSODL area through different agencies with certain relaxation in eligibility i.e., reduction in percentage marks as compared to earlier advertisement. Further opportunities have also been provided for outsource persons who are not qualified/Under matriculation to undergo 12-month training course under "Uddan" scheme to make such person eligible for participation in future employment opportunities.

3. Point no. 6,7,8 & 9 (query on recruitment practice, R&M & A&G cost etc.):

TPSODL response: It is submitted that the issues raised by respondent has already been addressed during the previous tariff determination processes as well as under current petition filed by TPSODL, the same may be perused by the objector.

4. Point no. 10 & 11 (objections raised on the labour practices of the Discoms during engagement of outsourced employees and suggestion related to workforce relocation):

TPSODL response: It may be submitted that, all the agencies are appointed as per Contract Labour (Regulation and Abolition) Act, 1970 and TPSODL is following the Rules and Regulations thereon.

Further, it may be reiterated that, there is no discrimination to any particular category of employees as TPSODL believes in inclusive growth and welfare of all categories of employee.

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ANNEXURE-E

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

n.c.n.l
29.1.2024

NOTARY



To,

M/s. Power Tech Consultants

(Represented through Mr. Bibhu Charan Swain, Sr. Consultant)

K-8-82, Kalinga Nagar

Ghatikia

Bhubaneswar - 751029

Sub: Case No. 99 of 2024 (ARR of TPSODL) - Objections/Observations of M/s. Power Tech Consultants.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you/ your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,

Odisha Electricity Regulatory Commission

Plot No. 4, Chunokoli,

Shailshree Vihar

Bhubaneswar - 751021

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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

TPSODL, being the Retail Power Distribution Licensee for southern part of Odisha has taken into consideration all possible measures while submitting the petition for ARR and Wheeling and Retail Supply Tariff for the FY 2025-26.

In this context, the issue-wise response to the constructive objections filed by the objector is enumerated below.

With regards to the observation of the respondent it is submitted that TPSODL came into existence effective from 01.01.2021. As per vesting order case No 83/2020 the Hon'ble Commission has fixed loss reduction trajectory for future 10 years. Para 45 of the vesting order speaks about the same.

45. *AT&C Loss Trajectory for tariff determination*

(a) *As part of the RFP, the Commission provided the following 10-year AT&C loss trajectory to be adopted for determination of tariff for period FY 2021-22 to FY 2030-31:*

Table 4: 10-year AT&C Loss Trajectory for Tariff Determination

<i>AT&C Loss Trajectory for Tariff Determination (%)</i>									
<i>FY22</i>	<i>FY23</i>	<i>FY24</i>	<i>FY25</i>	<i>FY26</i>	<i>FY27</i>	<i>FY28</i>	<i>FY29</i>	<i>FY30</i>	<i>FY31</i>
25.75	25.75	25.75	25.35	25.00	22.57	20.38	18.40	16.61	15.00

Further it is submitted that present application is filed keeping in mind as per above loss reduction trajectory fixed by the Hon'ble commission.

1. Human Resource Expenses

In response to the Observation made by the respondent on the subject matter (vide para 3), it is submitted that TPSODL has already submitted the proposed employee expenditure details vide its application filed for approval of ARR for FY25-26.

Further, it is submitted that, the employee expenditure includes employees cost of the existing manpower, newly recruited manpower, outsourced manpower engaged in O&M activities, terminal benefits and arrear pay and other staff welfare expenses. Further reference may be made to forms submitted F-12 (A-B-C-D-E) along with our application.

TPSODL would further like to state that, the ratio of no of employees per 1000 consumer is well below the OERC prescribed limit of 1.40.

TP SOUTHERN ODISHA DISTRIBUTION LIMITED

(A Joint Venture of Tata Power and Government of Odisha)

Regd./Corp Office: Kamapalli, Courtpeta, Berhampur, Ganjam, Odisha – 760 004

Website: www.tpsouthernodisha.com Email: tpsodl@tpsouthernodisha.com

Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1





2. Repair & Maintenance (R&M) Expenses

In response to the Observation made by the respondent on the subject matter (vide para 4), it is submitted that TPSODL has already submitted the proposed R&M expenditure details vide its application filed for approval of ARR for FY25-26.

The Hon'ble Commission in the vesting order has also observed that the new licensee is entitled for R&M expenditure on existing assets transferred to TPSODL as well as assets created out of grants which are not reflected in the books of accounts. A lot of assets are created under Govt grants and transferred to TPSODL as per vesting order.

As the assets are growing older it requires servicing in full scale which needs more allocation towards R&M expenditure. The detailed justification is submitted as part of our submission for approval of ARR for FY25-26. The detail of own assets and Govt. assets is already submitted in the petition. The detail plan and budget of pre-audit maintenance is shared with the commission, time to time.

Further, based on the learning from last 3 years of stabilised operation, TPSODL had optimised the comprehensive AMCs along with the manpower deployment structure for all six circles for operation and maintenance of 33KV, 11KV & LT assets to create a culture of preventive maintenance. The Performance Based Maintenance Contract also includes 24X7 Breakdowns Crews for restoration of 33KV & 11KV feeders and substation equipment. Besides, preventive maintenance activities are being performed as per the maintenance plan using the SAP PM system.

3. Administrative & General Cost

In response to the Observation made by the respondent on the subject matter (vide para 5), it is submitted that TPSODL has already submitted the proposed A&G expenditure details along with justification vide its application filed for approval of ARR for FY25-26.

Further, the norms followed by the Hon'ble Commission is a 7% increase over previous year's allowed normative expenditure together with certain expenditure for specific activities. It is submitted that the norm is grossly

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inadequate as the base (previous year's allowed expenditure), is insufficient considering the requirements as detailed above, including new expenses (such as Insurance, Audit / Professional Charges, which were hitherto either not or insignificantly being incurred).

Additionally, we would like to inform that; the A&G expenses has gradually increased with the increased level of consumer service related activities.

4. Depreciation Cost

In response to the Observation made by the respondent on the subject matter (vide para 6), it is submitted that the depreciation is calculated as per the prescribed norms of the Hon'ble Commission as stipulated under OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022 including as prescribed under the Vesting Order; the details of which forms a part of the calculation submitted under the petitioner's application for approval of ARR for FY25-26.

5. That, the petitioner submits that, the proposal of the respondent regarding re-introduction of 3-slab based graded incentive tariff structure (vide para 8), may be examined by the Hon'ble Commission.
6. In response to the para 9, it is submitted that currently there is an increasing trend in sales of additional home appliances as well as lifestyle products by domestic consumers. Looking into the above aspects along with rapid urbanisation, higher projections is done in case of LT consumers.
7. In response to the para 10, it is submitted that there is no proposal for any additional major industry which will come up during FY25-26 under TPSODL area of operation. However, the petitioner expects growth in Industrial consumption in view of the favourable govt. policies in next 5-year horizon.
8. In response to the para 11 & 12 (suggestion related to additional rebate for e-bills, Load factor Rebate), it is submitted that the proposals submitted may be examined by the Hon'ble Commission.
9. In response to para 13 (objection to the proposed DPS by the Discoms); TPSODL would like to submit that the proposal for the Delayed Payment

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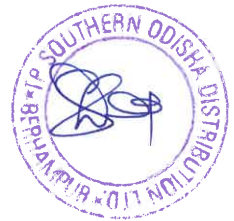
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Surcharge (DPS) has been made to discipline the consumers who are not making payment regularly after due date.

10. In response to para 14 (observation on the pro-rata billing proposal by the Discom); we would like to submit that, TPSODL has proposed for pro-rata billing along with detailed justification, as part of the ARR petition.
11. In response to para 15 & 16 (objection to the proposed increase in reconnection charges and realistic assessment of load in case of theft of Energy); we would like to submit that, we do not agree with the argument put forward by the objector.
12. In response to para 17, 18 & 19 (suggestion on special tariff for defunct industrial units ready to restart, special tariff for existing industries with no CGP, objection to the TPSODL's proposal for service connection charges based on avg. length of service cable); TPSODL would like to request the Hon'ble Commission to examine the proposals put forward by the objector.
13. In response to para 20 (objection to the proposed Processing Fees by TPSODL under various heads); we would like to express our disagreement to the argument put forward by the objector, as the Discom has proposed the standard minimum rate to recover the costs being incurred for providing the services.



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ANNEXURE-F

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
r.z.n.1
29-1-2025
NOTARY



To,

The Utkal Chamber of Commerce & Industry Ltd. (UCCI)

(Represented through Mr. Bibhu Swain, Chairman-Electricity Power Committee)

N-6, IRC Village, Nayapalli

Bhubaneswar - 751015, Odisha.

Sub: Case No. 99 of 2024 (ARR of TPSODL) – Objections/Observations of M/s. Utkal Chamber of Commerce and Industry Ltd.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you/ your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,

Odisha Electricity Regulatory Commission

Plot No. 4, Chunokoli,

Shailshree Vihar

Bhubaneswar - 751021

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TPSODL, being the Retail Power Distribution Licensee for southern part of Odisha has taken into consideration all possible measures while submitting the petition for ARR and Wheeling and Retail Supply Tariff for the FY 2025-26.

In this context, the issue-wise response to the constructive objections filed by the objector is enumerated below.

With regards to the observation of the respondent it is submitted that TPSODL came into existence effective from 01.01.2021. As per vesting order case No 83/2020 the Hon'ble Commission has fixed loss reduction trajectory for future 10 years. Para 45 of the vesting order speaks about the same.

45. *AT&C Loss Trajectory for tariff determination*

(a) *As part of the RFP, the Commission provided the following 10-year AT&C loss trajectory to be adopted for determination of tariff for period FY 2021-22 to FY 2030-31:*

Table 4: 10-year AT&C Loss Trajectory for Tariff Determination

<i>AT&C Loss Trajectory for Tariff Determination (%)</i>									
<i>FY22</i>	<i>FY23</i>	<i>FY24</i>	<i>FY25</i>	<i>FY26</i>	<i>FY27</i>	<i>FY28</i>	<i>FY29</i>	<i>FY30</i>	<i>FY31</i>
25.75	25.75	25.75	25.35	25.00	22.57	20.38	18.40	16.61	15.00

Further it is submitted that present application is filed keeping in mind as per above loss reduction trajectory fixed by the Hon'ble commission.

1. Human Resource Expenses

In response to the Observation made by the respondent on the subject matter (vide para 3), it is submitted that TPSODL has already submitted the proposed employee expenditure details vide its application filed for approval of ARR for FY25-26.

Further, it is submitted that, the employee expenditure includes employees cost of the existing manpower, newly recruited manpower, outsourced manpower engaged in O&M activities, terminal benefits and arrear pay and other staff welfare expenses. Further reference may be made to forms submitted F-12 (A-B-C-D-E) along with our application.

TPSODL would further like to state that, the ratio of no of employees per 1000 consumer is well below the OERC prescribed limit of 1.40.

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2. Repair & Maintenance (R&M) Expenses

In response to the Observation made by the respondent on the subject matter (vide para 4), it is submitted that TPSODL has already submitted the proposed R&M expenditure details vide its application filed for approval of ARR for FY25-26.

The Hon'ble Commission in the vesting order has also observed that the new licensee is entitled for R&M expenditure on existing assets transferred to TPSODL as well as assets created out of grants which are not reflected in the books of accounts. A lot of assets are created under Govt grants and transferred to TPSODL as per vesting order.

As the assets are growing older it requires servicing in full scale which needs more allocation towards R&M expenditure. The detailed justification is submitted as part of our submission for approval of ARR for FY25-26. The detail of own assets and Govt. assets is already submitted in the petition. The detail plan and budget of pre-audit maintenance is shared with the commission, time to time.

Further, based on the learning from last 3 years of stabilised operation, TPSODL had optimised the comprehensive AMCs along with the manpower deployment structure for all six circles for operation and maintenance of 33KV, 11KV & LT assets to create a culture of preventive maintenance. The Performance Based Maintenance Contract also includes 24X7 Breakdowns Crews for restoration of 33KV & 11KV feeders and substation equipment. Besides, preventive maintenance activities are being performed as per the maintenance plan using the SAP PM system.

3. Administrative & General Cost

In response to the Observation made by the respondent on the subject matter (vide para 5), it is submitted that TPSODL has already submitted the proposed A&G expenditure details along with justification vide its application filed for approval of ARR for FY25-26.

Further, the norms followed by the Hon'ble Commission is a 7% increase over previous year's allowed normative expenditure together with certain expenditure for specific activities. It is submitted that the norm is grossly

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inadequate as the base (previous year's allowed expenditure), is insufficient considering the requirements as detailed above, including new expenses (such as Insurance, Audit / Professional Charges, which were hitherto either not or insignificantly being incurred).

Additionally, we would like to inform that; the A&G expenses has gradually increased with the increased level of consumer service related activities.

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In response to the Observation made by the respondent on the subject matter (vide para 6), it is submitted that the depreciation is calculated as per the prescribed norms of the Hon'ble Commission as stipulated under OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022 including as prescribed under the Vesting Order; the details of which forms a part of the calculation submitted under the petitioner's application for approval of ARR for FY25-26.

5. That, the petitioner submits that, the proposal of the respondent regarding re-introduction of 3-slab based graded incentive tariff structure (vide para 8), may be examined by the Hon'ble Commission.
6. In response to the para 9, it is submitted that currently there is an increasing trend in sales of additional home appliances as well as lifestyle products by domestic consumers. Looking into the above aspects along with rapid urbanisation, higher projections is done in case of LT consumers.
7. In response to the para 10, it is submitted that there is no proposal for any additional major industry which will come up during FY25-26 under TPSODL area of operation. However, the petitioner expects growth in Industrial consumption in view of the favourable govt. policies in next 5-year horizon.
8. In response to the para 11 & 12 (suggestion related to additional rebate for e-bills, Load factor Rebate), it is submitted that the proposals submitted may be examined by the Hon'ble Commission.
9. In response to para 13 (objection to the proposed DPS by the Discoms); TPSODL would like to submit that the proposal for the Delayed Payment

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Surcharge (DPS) has been made to discipline the consumers who are not making payment regularly after due date.

10. In response to para 14 (observation on the pro-rata billing proposal by the Discom); we would like to submit that, TPSODL has proposed for pro-rata billing along with detailed justification, as part of the ARR petition.
11. In response to para 15 & 16 (objection to the proposed increase in reconnection charges and realistic assessment of load in case of theft of Energy); we would like to submit that, we do not agree with the argument put forward by the objector.
12. In response to para 17, 18 & 19 (suggestion on special tariff for defunct industrial units ready to restart, special tariff for existing industries with no CGP, objection to the TPSODL's proposal for service connection charges based on avg. length of service cable); TPSODL would like to request the Hon'ble Commission to examine the proposals put forward by the objector.
13. In response to para 20 (objection to the proposed Processing Fees by TPSODL under various heads); we would like to express our disagreement to the argument put forward by the objector, as the Discom has proposed the standard minimum rate to recover the costs being incurred for providing the services.



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ANNEXURE-G

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
n. 601
29.1.2025
NOTARY



To,
Shri. Prabhakar Dora
Member - SAC, OERC
3rd Lane, Vidya Nagar,
PO / District - Rayagada - 755001.

Sub: Case No. 99 of 2024 (ARR of TPSODL) - Objections/Observations of Shri Prabhakar Dora.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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TPSODL, being the Retail Power Distribution Licensee for southern part of Odisha has taken into consideration all relevant justification and measures while submitting the Petition for ARR and Wheeling and Retail Supply Tariff for the FY 2025-26.

The licensee is duly following the rules and regulation on distribution condition of OERC Distribution (Conditions of Supply) Code, 2019, as amended from time to time.

Objections/Observations related to Tariff.

1. Para 1: The sales projection of 11% growth by TPSODL for domestic consumers is high.

TPSODL Response: it is submitted that currently there is an increasing trend in sales of additional home appliances as well as lifestyle products by domestic consumers. Looking into the above aspects along with rapid urbanisation, higher projections is done in case of LT consumers.

2. Para 2: The AT&C loss trajectory projected for FY 25-26 is very less. In a way the trend shows there is no real improvement for reduction of loss since takeover.

TPSODL Response: As per Vesting Order dated 28.12.2020 and OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022; for determination of the ARR and consequent tariff, the Hon'ble Commission has already applied a normative AT&C loss and the trajectory for the same has fixed till FY 2030-31 reproduced as below:

Financial Year	AT&C Loss
FY 2022	25.75%
FY 2023	25.75%
FY 2024	25.75%
FY 2025	25.35%
FY 2026	25.00%
FY 2027	22.57%
FY 2028	20.38%
FY 2029	18.40%
FY 2030	16.61%
FY 2031	15.00%

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Hence, it is submitted that the tariff of the consumers is not impacted by the actual distribution Loss of the licensee. TPSODL has also undertaken a no. of initiatives towards AT&C and distribution loss reduction taken up by the licensee since taken over as mentioned in detail in the ARR application.

3. Para 3: The T&D and AT&C loss levels shall be fixed as per the vision to achieve the targets but shall not depend on the poor performance targets given by the licensee.

TPSODL Response: It is submitted that after privatization, the Licensee has taken many initiatives to provide reliable and quality power supply to the consumers of the vast geographical area of Southern part of the Odisha state; which has contributing towards reduction in AT&C losses from 30.03% in FY 2018-19 to 25.95% in FY 2023-24. The benefits of reduction in AT&C losses have been passed on to the consumers as per the provisions of the OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022.

Further, we would like to submit that, the Hon'ble Commission conducts Performance Review of DISCOMs periodically as per terms of Vesting Order and also monitoring whether the DISCOMs are complying with the various directions of the State Commission.

4. Para 4: The Power Purchase Cost may be arrived according to targeted figures.

TPSODL Response: The present application is filed duly following the norms and regulations of the Vesting Order and OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022.

5. Para 5: Manpower – the formula 1.40, as projected by Licensees, shall be reckoned taking the entire workforce. Most of the labor-intensive works have been given to franchisees/ outsourced.

TPSODL Response: The present application is filed duly following the norms and regulations of the Vesting Order and OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022.

It may be submitted that, the present employee per thousand consumer ratio of TPSODL for FY 2024-45 (updated upto Dec'24) is 1.25; which is well within the prescribed limit as stipulated by the Hon'ble Commission.

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6. Para 6: Against the approved A&G cost for meeting the targets of loss reduction program for implementing no of services the net impact on AT&C loss reduction is minimal.

TPSODL Response: In response to the Observation made by the respondent on the subject matter, it is submitted that TPSODL has already submitted the proposed A&G expenditure details along with justification vide its application filed for approval of ARR for FY25-26.

Further, the norms followed by the Hon'ble Commission is a 7% increase over previous year's allowed normative expenditure together with certain expenditure for specific activities. It is submitted that the norm is grossly inadequate as the base (previous year's allowed expenditure), is insufficient considering the requirements as detailed above, including new expenses (such as Insurance, Audit / Professional Charges, which were hitherto either not or insignificantly being incurred).

Additionally, we would like to inform that; the A&G expenses has gradually increased with the increased level of consumer service related activities.

7. Para 7: Licensee's proposed R&M expenses is astronomically high.

TPSODL Response: The Hon'ble Commission in the vesting order has observed that the new licensee is entitled for R&M expenditure on existing assets transferred to TPSODL as well as assets created out of grants which are not reflected in the books of accounts. A lot of assets are created under Govt grants and transferred to TPSODL as per vesting order.

As the assets are growing older it requires servicing in full scale which needs more allocation towards R&M expenditure. The detailed justification is submitted as part of our submission for approval of ARR for FY25-26. The detail of own assets and Govt. assets is already submitted in the petition. The detail plan and budget of pre-audit maintenance is shared with the commission, time to time.

Further, based on the learning from last 3 years of stabilised operation, TPSODL had optimised the comprehensive AMCs along with the manpower deployment structure for all six circles for operation and maintenance of 33KV, 11KV & LT assets to create a culture of preventive maintenance. The Performance Based Maintenance Contract also includes 24X7 Breakdowns Crews for restoration of 33KV & 11KV feeders and substation equipment. Besides, preventive maintenance activities are being performed as per the maintenance plan using the SAP PM system.

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The present application is filed duly following the norms and regulations of the Vesting Order and OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022.

8. Para 8: The Licensee is to get a RoE of 16%. The Licensee is responsible for network upgradation. If prospective consumers are allowed to carry out the network necessary for giving supply, the Licensee is bound to give remunerative calculations along with feasibility to every consumer and adjust the same in the energy bills.

TPSODL Response: Para 27 of the OERC Supply Code, 2019 provides as under:

"27. The cost of extension of distribution main or its up-gradation up to the point of supply for meeting demand of a consumer, whether new or existing, and any strengthening/ augmentation/up-gradation in the system starting from the feeding substation for giving supply to that consumer, shall be payable by the consumer or any collective body of such consumers as per norms fixed at Appendix I."

TPSODL is adhering to the above & other relevant conditions under OERC Distribution (Conditions of Supply) Code, 2019. Exception if any, can be reviewed.

9. Para 9 & 10: DPS on LT Dom, LT Gen & HT Bulk supply/ Pro rata Billing.

TPSODL Response: It is submitted by the petitioner has proposed DPS for LT Domestic, LT General Purpose and HT Bulk Supply Domestic Consumers category may be re-introduced to discipline the consumer and to make regular payment as a practice. Further, it is submitted by the petitioner that the pro-rata billing may be introduced to have a proper billing. The detail analysis is given in the petition.

10. Para 11, 12, 13 & 14 (Smart Meters, Rebate - (i) E-bill, (ii) Load factor, (iii) Digital).

TPSODL Response: It may be submitted that, TPSODL has submitted a petition with the Hon'ble Commission for waiver of meter rent vide case no 102 of 2024, which is under consideration.

TPSODL agrees with the objector's observations and suggestions on the proposed Rebate measures.

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11. Para 15 (KVAH billing to LT consumers)

TPSODL Response: TPSODL would like to submit that, detailed justification for proposed KVAH billing to LT consumers has already been submitted vide the ARR application for FY 2025-26.

12. Para 16, 17, 18, 19 & 20 (Special Tariff for closed industries, simplification of tariff structure for MMFC and demand charges, Revision of Reconnection charges, Theft of electricity – realistic assessment, standardisation of Service Connection Charges)

TPSODL Response: TPSODL would like to request the Hon'ble Commission to examine the proposals put forward by the objector vide para 16, 17.

Further, TPSODL would like to submit that, detailed justification for proposed Reconnection Charges and proposed Assessment methodology for Theft of Electricity; have already been submitted vide the ARR application for FY 2025-26.

Regarding the suggestion on the service connection charges, we would like to submit that, the licensee is duly following the rules and regulation on distribution condition of OERC Distribution (Conditions of Supply) Code, 2019, as amended from time to time.

13. Para 21 (observation on the proposed Processing Fees for services being rendered by the License)

TPSODL Response: TPSODL agrees with the objector's constructive observations on rationale behind the proposed processing fees.

14. Para 11 – second set of queries (regarding Metering of GP consumers having less than 70KVA, suggestion for metering to be done on LT side)

TPSODL Response: It is clarified that, in case of TPSODL, the metering is done at the LT side.

15. Para 12 & 13 – second set of queries (observation on Compensation and Automatic Compensation)

TPSODL Response: It is submitted that, the licensee is duly following the rules and regulation on distribution condition of OERC Distribution (Conditions of Supply) Code, 2019, as amended from time to time as well as other regulations notified by the Hon'ble Commission.

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16. Para 14 – second set of queries (Special tariff for seasonal industries)

TPSODL Response: TPSODL would humbly request the Hon'ble Commission to examine the proposal in the light of Regulation 119 (iii) of OERC Distribution (Conditions of Supply) Code, 2019 and appropriate order may be passed accordingly.

17. Para 15 – second set of queries (suggestion on reduction of unit price applicable on higher consumption by Domestic consumers)

TPSODL Response: We would like to submit that, TPSODL does not agree with the suggestion of the objector.

18. Para 16 - second set of queries (suggestion on the Permission/feasibility for Prospective consumers)

TPSODL Response: We would like to submit that, all the permission and feasibility to the prosperity consumers are being issued duly following provisions under OERC Distribution (Conditions of Supply) Code, 2019.

19. Para 17 & 18 – second set of queries (suggestion on Electricity Rules 2020, revival of the cold storages with application of Allied Agricultural Tariff)

TPSODL Response: We would like to submit before the Hon'ble Commission to examine the suggestions put forward by the objector.



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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

ANNEXURE-H

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
1-2-21
29-1-2024
NOTARY



To,
Shri. Ananda Kumar Mohapatra
Power Analyst
Plot No.- 799/4, Kotiteertha Lane
Old Town, BBSR - 751 002.

Sub: Case No. 99, 100, 101 & 102 of 2024 (ARR of TPSODL) Objections/Observations of Shri. Ananda Kumar Mohapatra.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

TP SOUTHERN ODISHA DISTRIBUTION LIMITED

(A Joint Venture of Tata Power and Government of Odisha)

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TPSODL, being the Retail Power Distribution Licensee for southern part of Odisha has taken into consideration all possible measures while submitting the Petition for ARR and Wheeling and Retail Supply Tariff for the FY 2025-26.

The licensee is duly following the rules and regulation on distribution condition of OERC Distribution (Conditions of Supply) Code, 2019, as amended from time to time.

Objections/Observations related to Tariff.

- 1. Respondent's view/objection:** One crore Odisha Power consumers are paying power bills more than the National average. Power tariff is crucial to expedite economic development.

TPSODL Response: The Hon'ble Commission had notified and introduced the OERC (Terms & Conditions for determination of Wheeling Tariff & Retail Supply Tariff) Regulations, 2022 on 20.12.2022 coming into effect from the date of their publication in the Official Gazette i.e. 23.12.2022. It is further submitted that SERCs all over India are guided by the principles laid down u/s 61 of the Electricity Act, 2003. Further Section 62(3) of the Electricity Act, 2003 clearly states as under:

"Section 62. (Determination of tariff): ---

(3) The Appropriate Commission shall not, while determining the tariff under this Act, show undue preference to any consumer of electricity but may differentiate according to the consumer's load factor, power factor, voltage, total consumption of electricity during any specified period or the time at which the supply is required or the geographical position of any area, the nature of supply and the purpose for which the supply is required. (Emphasis Supplied)

However, determination of tariff to be charged from different consumer categories is the prerogative of the Hon'ble Commission u/s 62 & 86 of the Electricity Act, 2003 considering the total population, economic & financial viability of the sector and paying capacity of consumers.

In view of the above provision of law, tariff determination as done by the Hon'ble Commission which is in force is justified and correct.

Furthermore, it is submitted that the category-wise tariff approved for Odisha consumers is less than the neighbouring states which can be seen from the tariff structures for domestic & commercial categories of consumers are attached below:

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Tariff Structure of Chhattisgarh

Domestic category

Category of Consumers	Units Slab	Fixed Charge (Rupees per kW)	Energy Charge (Rs. per kWh)
LV-1: Domestic			
Domestic including BPL Consumers	0 -100 units	Rs. 20/- per kW/month for Sanctioned Load up to 5 kW;	3.90
	101-200 units		4.10
	201 - 400 units	Rs. 30/- per kW/month for Sanctioned Load above 5 kW and up to 10 kW;	5.50
	401 – 600 units		6.50
	601 and above units	Rs. 40/- per kW per month for Sanctioned Load above 10 kW	8.10

Commercial Category

Category of Consumers	Units Slab	Fixed Charge (Rs per kW of Contracted load/Billing Demand)	Energy Charge (Rs. per kWh)
LV-2.1: Single Phase Non-Domestic- (up to 5 kW)	0 – 100 units	Rs. 50 per kW per month	6.05
	101 - 400 units		7.05
	401 and above units		8.45
LV-2.2: Three Phase Non-Domestic			
(A) Up to 15 kW	0-400 units	Demand Charges- Rs 120/kW/month on billing demand	7.05
	401 and above units		8.45
(B) Above 15 kW	All units	Demand Charges- Rs 200/kW/month on billing demand	7.75

Tariff Structure of Jharkhand

Consumer Category	Consumer/ Sub Category	Existing Tariff				Approved Tariff			
		Energy Charge		Fixed Charge		Energy Charge		Fixed Charge	
		Unit	Rate	Unit	Rate	Unit	Rate	Unit	Rate
Domestic	Rural	Rs/kWh	5.80	Rs/Conn./Mon	50.00	Rs/kWh	6.30	Rs/Conn./Mon	75.00
	Urban	Rs/kWh	6.30	Rs/Conn./Mon	100.00	Rs/kWh	6.65	Rs/Conn./Mon	100.00
	HT	Rs/kVAh	6.15	Rs/kVA/Mon.	150.00	Rs/kVAh	6.25	Rs/kVA/Mon.	150.00
Commercial	Rural (More than 5 kW)	Rs/kWh	5.80	Rs/kW/Mon	100.00	Rs/kWh	6.10	Rs/kW/Mon	120.00
	Urban (More than 5 kW)	Rs/kWh	6.15	Rs/kW/Mon	150.00	Rs/kWh	6.65	Rs/kW/Mon	200.00

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TPSODL

Tariff Structure of West Bengal

LOW AND MEDIUM VOLTAGE CONSUMERS Annexure -3A1

Sl No	Type of Consumer	Applicable Tariff Scheme					Optional Tariff Scheme											
		Consumer category	Name of the Tariff Scheme	Monthly consumption in KWh	Energy Charge P/Wh	Fixed Charge/ Demand Charge* in Rs/KVA/ mon	Optional Tariff Scheme - I				Optional Tariff Scheme - II							
							Consumer category	Name of the Tariff Scheme	Monthly consumption in KWh	Energy Charge P/Wh	Fixed Charge/ Demand Charge* in Rs/KVA/ mon	Consumer category	Name of the Tariff Scheme	Monthly consumption in KWh	Energy Charge P/Wh	Fixed Charge/ Demand Charge* in Rs/KVA/ mon		
1.	Life Line Consumer (Domestic)	Rate C(1L)	C	Normal	0 to 25	250	5	NOT APPLICABLE				NOT APPLICABLE						
2.	Domestic (Rural) or Domestic (Urban)	Rate C(3)	C	Normal	First	25	345	15	Rate C(3)pp	Prepaid	All Units	418	15	NOT APPLICABLE				
					Next	25	420											
					Next	50	435											
					Next	100	467											
					Above	100	486											
Next	300	499																
3.	Commercial (Rural) or Commercial (Urban)	Rate C(4)	C	Normal	First	60	431	30	Rate C(4)	Normal TOD	06.00 hrs to 17.00 hrs	453	30	Rate C(4)pp	Prepaid-TOD	06.00 hrs to 17.00 hrs	448	30
					Next	40	472				17.00 hrs to 23.00 hrs.	498				17.00 hrs to 23.00 hrs.	493	
					Next	200	492				23.00 hrs to 06.00 hrs.	421				23.00 hrs to 06.00 hrs.	417	
					Above	300	585											

The domestic tariff as fixed for Odisha for FY 24-25 is

- Rs. 2.90 / unit (0 – 50 units p.m.)
- Rs. 4.70 / unit (51 - 200 units p.m.)
- Rs. 5.70 / unit (201 - 400 units p.m.)
- Rs. 6.10/ unit (> 400 units p.m.)

So, in Odisha if a consumer consumes 200 units p.m., the average domestic tariff is Rs. 4.25/ unit and the average price is Rs. 5.10/ unit if he/she consumes 450 units p.m. which is less than other neighbouring states.

Apart from energy charges, a consumer has to pay Monthly Minimum Fixed Charge (MMFC), which is Rs. 20 per kW per month. So, in a scenario where a consumer consumes only 5 units due to any reason in a month, the total charges to be paid by such consumer is Rs. 34.5 (MMFC – Rs. 20 + Energy Charge Rs. 14.5). Hence, the monthly average charge for consumption of 5 units is Rs. 6.9/ unit including Fixed charges.

It is also submitted that the Hon'ble Commission, vide its RST Order for the DISCOMs, determines the tariff to be charged from different consumer categories. In order to bring transparency to the tariff proceedings, the Hon'ble Commission conducts Public Hearing process to hear the public on their views on the ARR petitions filed. Accordingly, consolidating the comments provided by the Public along with proper prudence checks on the data/information submitted by the DISCOMs, the Hon'ble Commission determines the Retail Supply Tariff to be charged from different consumer categories.

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The Licensee, hence, submits that it levies and collects the approved tariff from different consumer categories and there is no such deviation from the Approved Tariff Schedule. With respect to the Cost of Supply (CoS), the Hon'ble Commission in its RST Order has held as under:

"The Cost of Supply is the cost incurred by the utility to supply one unit of electricity at its consumer's metering point and is a crucial part of the tariff setting process. The purpose of computation of Cost of Supply (CoS) is to apportion all costs required to serve consumers of different categories in a fair and an equitable manner giving proper price signals and identifying subsidy/cross-subsidy among consumer categories for developing an appropriate policy and a regulatory way forward. Tariff setting is a revenue balancing method. The revenue requirement of DISCOM is met through tariff recovered from the consumers. The revenue can be of two categories i.e. revenue recovered from the consumer for sale of power and miscellaneous receipt from other activities of DISCOMs. The revenue requirement to be earned through tariff will be less if miscellaneous receipt is given credit as a part of the revenue earned. This in turn will reduce tariff to be charged to the consumers. The cost of supply is not necessarily equal to average tariff. This is because of miscellaneous receipt shall be utilised to meet the revenue requirement which would have otherwise been recovered from the consumer through tariff." **(Emphasis added)**

Considering the above and in line with Clause 8.3(2) of Tariff Policy 2016, the average tariff is well within (+/- 20%) of ACoS.

2. **Respondent's view/objection:** Opportunities are available in Odisha but not capitalised.

TPSODL Response: The suggestion of the objector is beyond the scope of the DISCOMs, but can be reviewed/considered by other Stake-Holders/ Authorities.

3. **Respondent's view/objection:** Timeline failure cases. Business Plan or MYT of Utilities not approved as per timelines. Utility fails to complete projects on timeline. Restoration of power supply, quality of various services & automatic compensation not ensured within timelines.

TPSODL Response: As per the OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022; the DISCOMs are directed to submit the different filings as per the Timelines as mentioned under Annexure-I of Gazette Notification. Accordingly, the DISCOM, being a regulated

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business, is guided by the Regulations/ Guidelines/ Orders of the Hon'ble Commission and is well within the ambit of the same following all the timelines.

4. **Respondents View/ Objection:** Business Plan is a prerequisite for approval of ARR and determination of Tariff. OERC is determining tariff without valid Business Plan.

TPSODL Response: It is submitted that, as per the OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022; the control period (i.e. multiyear period) has been fixed as FY23-24 to FY-27-28. The Business Plan of TPSODL for the Control period of 5 years has already been approved as per the details below.

1. Business Plan for FY23-24 submitted on 31st January 2023 (registered as case no. 12 of 2023) and was disposed of by the Hon'ble Commission on 23rd March 2023.
2. Business Plan for FY24-25 to FY27-28 submitted on 9th June 2023 (registered as case no. 46 of 2023) and was disposed of by the Hon'ble Commission on 14th September 2023.

5. **Respondents View/ Objection:** Observation of OERC is ridiculous.

TPSODL Response: The Hon'ble Commission vide its Notification No. 1472-OERC/RA/RST.REGU.-36/2021 dated 20.12.2022 had notified the Odisha Electricity Regulatory Commission (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022; as per which the control period (i.e. multiyear period) has been fixed as FY23-24 to FY-27-28. As clarified in the previous response, the Business Plan for FY 23-24 to FY 27-28 i.e. the 1st Control Period has already been approved by the Hon'ble Commission.

6. **Respondent's view/objection:** Public Capital dies in tariff determination.

TPSODL Response: It is submitted that, the observation is beyond the scope of TPSODL, and thus we do not offer any views on that.

7. **Respondent's view/objection:** Hon'ble Commission may verify and approve the True Up for FY 23-24 prudently, as submitted by the Licensee.

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TPSODL Response: It is submitted that the Licensee has filed the revised Truing up for FY 22-23 & True up for FY 23-24 in line with the directions of the Hon'ble Commission in the RST Order for FY 24-25 and subsequent clarifications as per the relevant provisions of the OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022.

The Hon'ble Commission has always approved each component of the True up application after prudence check. Hence, it is evident to do the same this year as well. Further, with respect to the deviation of the actual figure with the approved ARR, it is submitted that the Licensee has provided the item-wise reply to the deviations in such costs in the Truing up petition, which the learned objector might have unnoticed.

8. Respondent's view/objection: Gross Fixed Assets for FY 26 & Insurance.

TPSODL Response: It is submitted that TPSODL in its ARR petition has submitted the table at page no. 50 & 51 (please refer to table no. 20 & 21 for further details).

However, the Licensee appreciates and acknowledges the support of the Learned Objector in the said proposal and hopes that the Hon'ble Commission also approves the same in the ARR for FY 25-26.

9. Respondent's view/objection: Common tariff petition by TPCL.

TPSODL Response: It is submitted that the Hon'ble Commission has awarded different Licensees to the 4 different DISCOMs of Odisha based on their area and consumer mix and issued separate Vesting Order and Licensee Conditions.

Accordingly, for protection of consumer's interest, area specific reliable power supply etc. each DISCOM are treated distinctively. Further, each licensee/company being separate entity has to file different tariff petitions before the Hon'ble Commission. However, the suggestion of the Learned Objector is appreciated for taking a common decision across the state for consumer benefits as like of uniform RST, digital rebates, prompt payment rebates etc.

10. Respondent's view/objection: Power Purchase & Sales for FY 26.

TPSODL Response: The licensee submits that due to positive LT sales growth expectation, the projected total sales have been increased; but we expect the HT & EHT sales has been remain more or less stagnant.

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11. Respondent's view/objection: Summary of ARR filing.

TPSODL Response: ARR and Retail Supply Tariff for the FY 2025-26 has been filed by the Licensee before the Hon'ble Commission under Section 62 and other applicable provisions of the Electricity Act, 2003 and in conformity with the provisions of OERC (Terms and Conditions for determination of Wheeling Tariff and Retail Supply Tariff) Regulations, 2022 and OERC (Conduct of Business) Regulation 2004.

Further, the view of the Learned Objector to the extent of surplus revenue with existing tariff of the DISCOMs appears to be incorrect considering the cost escalation persistently. There is no RST increase rather there is a decrease since post vesting period. The Licensees are accommodating the revenue requirement through reduction in loss and improvement in collection efficiency.

12. Respondent's view/objection: Abolition of meter rent & installation of smart meter under CAPEX.

TPSODL Response: It may be submitted that, TPSODL has submitted a petition with the Hon'ble Commission for waiver of meter rent vide case no 102 of 2024, which is under consideration.

The Licensee acknowledges the support of the Ld. Objector regarding abolition of meter rent w.e.f. 01.04.2025 and to be dealt through CAPEX mechanism.

13. Respondent's view/objection: Collection of Additional Security Deposit.

TPSODL Response: Additional Security Deposit is being calculated as per Regulations 53 & 54 (i) of the OERC (Conditions of Supply) Code, 2019 which is appended as under:

"53. Subject to the restrictions of the periods of two months as specified in Regulation 52(i), the adequacy of the amount of security deposit calculated in respect of consumers shall be reviewed by the Licensee/supplier generally once in every year (preferably after revision of tariff for the respective year) based on the average consumption for the period representing 12 (twelve) months from April to March of the previous year.

54. (i) Based on review as per Regulation 53 above, demand for shortfall or refund of excess shall be made by the Licensee/supplier. Provided, however, that if the security

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deposit payable by the consumer is short by or in excess of not more than 10% of the existing security deposit, no demand for shortfall will be made for payment of Additional Security Deposit and the consumer shall not be entitled to demand the refund of the Excess."

14. Respondents View/ Objection: Open Access charges for FY 26.

TPSODL Response: The Hon'ble Commission has been reducing the applicable CSS for tariff fixation for the various categories viz. EHT and HT over the period of time. The Hon'ble Commission has been following the formula for computing the Open Access charges and Cross Subsidy charges as prescribed in Tariff Policy notified by MoP, Govt. of India.

The Hon'ble Commission while approving the cross-subsidy surcharge follows the formula as prescribed in Para 8.5.1 of the Tariff Policy.

Also, Clause 8.2 of the Tariff Policy provides for the Commission to balance the revenue with expenditure in such a way that tariff for cross-subsidised categories and cross-subsidising categories remains within $\pm 20\%$ of the average cost of supply. The Hon'ble Commission while approving the cross-subsidy surcharge payable every year allowing certain percentage of computed value.

15. Reliability of power supply: TPSODL is committed for reliable power supply to its consumers and it is implemented in SKADA for monitoring power outages. In addition to same, 24X7 Customer care and fuse call works for maintaining power supply in an uninterrupted manner. The SAIFI & SAIDI of TPSODL is submitted to the commission time to time. The schedule power outages are intimated to the consumers through SMS and by mike announcement.



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ANNEXURE-I

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
A-2-P1
24-1-2024
NOTARY



To,
Shri. Priyabrata Sahu
Bijaya Bihar, 2nd Lane-extn. (Tower Line),
Po: Berahmpur,
Dist: Ganjam, Pin: 760004

Sub: Case No. 99 of 2024 (ARR of TPSODL) Objections/Observations of Shri. Priyabrata Sahu.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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The para/point wise clarification to the objection raised by the objector is as under.

1. Point no. 2 (objection related to employee cost, R&M and A&G expenses, power outages):

TPSODL response: It is submitted that, the details of the petitioner's proposed expenditures are submitted as part of the ARR petition along with the relevant annexures. The above-mentioned expenditures are necessary to provide proper service to the consumers as well as comply with the conditions set in the Hon'ble Commission's vesting order vide Case no-83/2020.

2. Point no. 3 (objections related to provisional billing, rebate):

TPSODL Response: TPSODL would like to submit that the Hon'ble Commission has already enhanced the % of digital rebate from 3% to 4% for LT Domestic and GP single phase customers in FY 23-24 apart from other rebates as otherwise available to them. Further, to improve the accessibility of payment modes, the licensee has engaged various service providers for easy payment option to the consumers for payment of Energy Bills through offline/online mode. Also, in addition to the above the following rebates are applicable to the Odisha consumers:

- a) LT Domestic, LT General Purpose and HT Bulk Supply (Domestic) consumers will get 10 paise/unit rebate for prompt payment of the bill within due date.
- b) The rural LT domestic consumers who draw their power through correct meter and pay the bill in time shall get rebate of 10 paise per unit over and above other existing rebate for prompt payment.
- c) Rebate to all pre-paid consumers on pre-paid amount has been increased from 2% to 4% in FY 24-25.
- d) A Special rebate to the LT single phase consumers in addition to any other rebate, he is otherwise eligible, shall be allowed at the end of the financial year (the bill for the month of March), if he has paid the bill for all the 12 months of the financial year consistently without fail within due date during the relevant financial year. The amount of rebate shall be equal to the rebate of the month of March for timely payment of bill.
- e) Additional Rebate of Rs.10/ - p.m. if opted E-Bill.
- f) The Commercial & Industrial Consumers and Consumers provided with smart meters having MD >10KW are eligible to get a ToD rebate of 10 paise/unit on Energy Charge during Solar Hours. The above

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Consumers shall pay a ToD surcharge of 20 paise/unit during Peak Hours. The ToD rebate and surcharge shall not be applicable during Normal Hours.

It is submitted that the petitioner, is strictly bound by the Regulations/ Guidelines framed by the State Commission in line with the Electricity Act, 2003.

The DPS levied in Odisha is in with line with other neighbouring states and it is already reduced from 1.50% to 1.25%. Further it is submitted that DPS is levied on non-payment of bills. It also acts as deterrent for non-payment of bills in time.

3. Point no. 4 (objections related to disconnection without notice):

TPSODL Response: It is submitted that the consumers' power supply is being disconnected after proper notice and prolonged default, in accordance with Regulation 172 of the OERC Distribution (Conditions of Supply) Code, 2019 as per Section 56 of the Electricity Act, 2003. Therefore, the allegation is not true and appropriate.

4. Point no. 5 & 6 (observation/suggestion related Capex loan, financial benefits of Capex plan):

TPSODL Response: It is submitted that the detailed benefits of the proposed Capital Investment Plan for FY2024-25 & FY 2025-26 has already been submitted by the petitioner and after prudent check by the commission it has been approved under case no. 104 of 2023. The benefits will be accrued in future in shape of loss reduction, network safety, reliability, improved consumer services.

We would like to submit that, the benefits of the Capex plan include increased supply reliability, reduction of AT&C loss, better consumer satisfaction; which have been mentioned in the ARR petition.

5. Point no. 7,8 & 9 (observation/suggestion related to initial Security deposit, Additional Security deposit, refund of excess amount etc.):

TPSODL Response: It is submitted that the Energy bills are being prepared by the petitioner duly following the regulations set by the Hon'ble Commission. TPSODL is collecting security deposit in accordance with the regulations. However, the proposal put forward by the objector may be examined by the Hon'ble Commission.

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6. Point no. 12 to 19 (observation/suggestion related to KVAH billing etc.):

TPSODL Response: With regards to the objection regarding KVAH billing, it is submitted that the prime objective of the kVAh based billing is to encourage the consumers to maintain near unity power factor to achieve loss reduction, improve voltage profile. Advantages of kVAh billing are -

- (i) Overloading of Distribution system is avoided resulting in better voltage profile.
- (ii) Reduction in line & transformer losses.
- (iii) Increase in available line and transformer capacity.
- (iv) It captures both real and reactive power.

The Commission intends to implement kVAh billing to all consumers other than LT consumer w.e.f. 4th April 2021. All DISCOMs are required to take all necessary steps to ensure that all the HT and EHT consumers are billed by kVAh basis from 4th April 2021 and educate the consumers for the same. All open access transactions will be maintained in the kWh sale only and kVAh based sale shall be converted into kWh base on the power factor for the month provided in the energy bills if necessary. For load factor purpose kWh reading shall be taken into consideration. Since kVAh reading captures both active and reactive power drawl, therefore, there is no necessity for continuing with either power factor incentive or penalty. Therefore, power factor penalty and incentive are abolished w.e.f. FY 2021-22. In case of leading power factor whose instances are relatively few when kVrh are injected into the system from consumer side. In that event the kWh drawl reading shall be taken and billed as per the kVAh tariff.

The aforesaid observation of Hon'ble Commission would establish the fact that kVAh billing system would give benefit to both the consumer as well as the licensee in maintaining system stability, ensuring power quality and achieving loss reduction.

It is to submit that Hon'ble APTEL has dealt with the issue of kVAh billing on several occasions. In Prime Ispat Ltd. and Another vrs Chhatisgarh State Electricity Regulatory Commission and Others (A. No. 263 of 2014, decided on 10.04.2015), the issue of kVAh billing was discussed. Relevant observations of Hon'ble Tribunal are quoted here-in- below.

"8.9. Now we explain the advantage of High-Power Factor and kVAh billing as under:

- (a) Higher the Power Factor, lower is the Load Current and thereby Technical Losses of the transmission lines i.e. I²R losses will be reduced considerably.*
- (b) Due to increase of Power Factor (nearer to one), the consumer's demand charges will be reduced and also the kVAh billing will also be correspondingly reduced.*

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(c) The Higher Power Factor will reduce the demand on the system and improve the systems Voltage.

(d) Increases the available transmission and distribution system capacity.

(e) The improvement in Power Factor will reduce the licensee's expenditure on Power Purchase and thereby the consumers will be benefited with lower tariff.

8.10. In view of the above, most of the States are changing their billing system from KWH to kVAh billing system.

8.11. The learned counsel of the Appellant has contended that due to kVAh billing, bill amount has been increased and thereby the Appellant burdened with higher power bill. We do not find any merit in the contention for the following reasons: Because Power Factor = KWH /KVAH

If Power Factor is unity, then KWH =KVAH

In the instant case, the Power Factor is less than unity and hence the consumption recorded in respect of kVAh is high compared to KWH consumption. Further, the power factor surcharge/rebate will not be there in kVAh billing. Thus, the kVAh based billing will drive the consumers to reach unity power factor and thereby the system performance will be improved and also reactive power drawl from the system will be minimised and thereby better system voltages for the tail end consumers also."

In view of the aforesaid judgment of the Hon'ble Tribunal, the ground raised by the petition is misconceived. Hence the said contention of the petitioner quash KVAH billing is to be dismissed.

Further the **Andhra Pradesh High court while disposing batch of appeals along with writ appeal No 115 of 2014** in the case of (APEREC, SCY, Hyderabad and others Vrs CPDCL, M.D, HYD, and others) regarding KVAH billing delivered the observation in concluding Para of the judgment as follows.

The Commission hereby, approves the proposal for Kvah based billing instead of Kwh based billing. The Kvah billing shall be applicable for all HT Consumers and LT Consumers for whom trivector meters have been provided for. No power factor penalty shall be levied when the energy billing is done based on Kvah. The Commission has accordingly made suitable changes in the present tariff schedule.

A reading of the above extract shows that the Commission, while taking the decision, had taken into consideration the interest of the Discoms as well as the consumers. The introduction of billing methodology as was done by the Commission is not new and it is already in vogue in some States.

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7. Point no. 18 (suggestions related to no tariff hike):

TPSODL response: We would like to submit that; the above matters is the prerogative of the Hon'ble Commission.

8. Point no. 19 (suggestions related to smart meter, waiver of meter rent, meter cost, related SOP, conversion to pre-paid mode etc.):

TPSODL response: It may be submitted that, TPSODL has submitted a petition with the Hon'ble Commission for waiver of meter rent vide case no 102 of 2024, which is under consideration.

Further, every proposal for SoP revision is put forward to authorities after detailed examination and analysis.

9. Point no. 20 (suggestions regarding classification of for seasonal short term Agro based industries like Cotton ginning Industry and Sugar/Jaggery industry mill under Seasonal Industry):

TPSODL Response: TPSODL would humbly request the Hon'ble Commission to examine the proposal in the light of Regulation 119 (iii) of OERC Distribution (Conditions of Supply) Code, 2019 and appropriate order may be passed accordingly.

10. Point no. 21 (objection/suggestion on provisional/final assessment, disconnection etc.):

TPSODL response: It is submitted that all the activities of the Discom are being performed in accordance with relevant provisions of the OERC Distribution (Conditions of Supply) Code, 2019 and the Electricity Act, 2003.

It is submitted that the consumers' power supply is being disconnected after proper notice and prolonged default.

11. Point no. 22 (suggestions related to GRIDCO equity in projects implemented under govt. schemes):

TPSODL Response: Since TPSODL has the shareholding of Tata Power (51%) and GRIDCO (49%), in order to maintain 49% stake in the company, GRIDCO is required to contribute 49% of such equity. In this matter, relevant extract of the approved Share Holder's Agreement (SHA) is mentioned below.

2.1 The amount of issued and paid up capital of OPERATING COMPANY may be varied from time to time as may be determined by the Board of Directors or the Shareholders of OPERATING COMPANY, provided that any issue of new shares shall be offered to GRIDCO and TPCL in a manner so as to ensure that GRIDCO and TPCL shall, at all times, hold 49% and 51% respectively of

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the issued, subscribed and paid up equity share capital of OPERATING COMPANY. The consideration paid by GRIDCO for subscription of equity shall be in cash, kind or any other form, as decided by GRIDCO and should be in compliance with the provisions of the Companies Act, 2013. In case consideration paid by GRIDCO is in any form other than cash, it should be of such nature that it is allowed by the Commission to be included in the fixed asset base for consideration in ARR. Such consideration may include the assets held in the books of the GoO which are being used by Southco utility and which shall continue to be used by the OPERATING COMPANY

However instead of contributing such equity, GRIDCO has preferred to contribute such equity in kind (distribution asset). Further, the Govt. Distribution Assets have been capitalized in books of accounts of TPSODL in the year of transfer.

12. Point no. 23, 24, 25 & 27 (query/observation related to new recruitment by the Discom and employee cost):

TPSODL response: It is submitted that, the Discom has been making recruitment strictly as per the OERC approved manpower strength for the relevant year.

The Discom has filed the details of the no of employees and the other relevant details as per the prescribed format as a part of the ARR petition for FY 2025-26.

13. Point no. 26 (observation related to interest free loan to employees):

TPSODL response: It may be submitted that, In order to regulate the service and allied matters of the employees of erstwhile Utilities of CESU, SOUTHCO, WESCO & NESCO, the Board of Directors of these Utilities, in their respective 5th meeting held on 24th November 1998, approved adoption of all the service rules, regulations, practices and procedures followed by GRIDCO Limited (GRIDCO) on the basis of various Govt. codes, notifications, office orders, circulars as well as practices and procedures prescribed by the Board of GRIDCO relating to the service matters of employees as on the date of vesting of license to CESU/ SOUTHCO/ WESCO/ NESCO. Further, the employees' wellbeing related policies and procedures, as and when framed/adopted by GRIDCO/ Odisha Power Transmission Corporation Limited (OPTCL) for their employees, were subsequently adopted by erstwhile CESU and other Discoms.

M/s OPTCL has announced its Electric Vehicle Advance Policy (EVAP) for its employees which is in line with the guideline issued by the Finance Department, Government of Odisha (GoO) vide Memorandum No. 8524/F dated 05th April

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2022. The TP Discoms in line with the OPTCL EVAP and Government of Odisha Memorandum have formulated their EV Policy in line with OPTCL's policy.

It is therefore proposed by TPSODL to permit to implement the EVAP of OPTCL in the respective Discoms to facilitate eligible and interested employees to purchase of EV by providing interest free recoverable advance.

14. Point no. 28 (observation related to R&M expenses proposed):

TPSODL response: Based on the learning from last 3 years of stabilised operation, TPSODL had further optimised the comprehensive AMCs along with the manpower deployment structure for all six circles for operation and maintenance of 33KV, 11KV & LT assets to create a culture of preventive maintenance. The Performance Based Maintenance Contract also includes 24X7 Breakdowns Crews for restoration of 33KV & 11KV feeders and substation equipment. Besides, preventive maintenance activities are being performed as per the maintenance plan using the SAP PM system.

The network is being inspected regularly through manual patrolling as well as drone inspection in forest and inaccessible areas. Thermo-scanning is done for the entire network using high power thermo scanning cameras and to identify the defects, hotspots and attend breakdowns in quick time and perform preventive maintenance activities to enhance system reliability by rectifying the probable faults even before they occur.

We would like to submit that, the benefits of the Capex plan include increased supply reliability, reduction of AT&C loss, better consumer satisfaction; which have been mentioned in the ARR petition.

15. Point no. 29 (observation related to A&G expenses proposed):

TPSODL response: We would like to inform that; the A&G expenses has gradually increased with the increased level of consumer service related activities.

16. Point no. 30, 31 (suggestions related to waiver of meter rent, tariff hike, treatment of Tax of RoE, Employee cost, A&G cost, passing of non-tariff income in full to the consumers, scrutiny of expenses):

TPSODL response: We would like to submit that; the above matters are the prerogative of the Hon'ble Commission.

17. Point no. 32, 33, 34 & 35 (Objections related to the Revenue gap proposed by the Discom, DPS on Domestic and GP category, Pro-rate billing proposal):

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TPSODL response: The revenue deficit is projected by TPSODL after proper scrutiny and as per regulatory provisions. The DPS proposal has been made for specific categories after observing the pattern of payment by them and to act as a deterrent measure only. The mechanism of the pro-rate billing is already explained in its petition.

18. Point no. 36, 37, 38, 39, 40, 41 & 42 (Objections related to increase in Demand charges for HT Medium Industry consumers up to 110 KVA, Smart meter funding, bill revision of defective meter cases, utilization of SD for capital works, revision of re-connection charges, increase in LF applicable under penalty u/s 126):

TPSODL response: In response to point no. 36, 37, 38, 39, 40, 41 & 42 we do not agree with the submission of the petitioner.

Further, every proposal for SoP revision is put forward to authorities after detailed examination and analysis.

19. Point no. 43 (suggestion related to Capex Plan verification):

TPSODL Response: It may be submitted that, the expenditure accounted for the Capex expenditure, proper procedure has been followed.

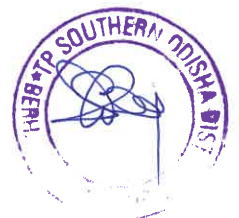
20. Point no. 44, 45 (suggestion related to provision of govt. subsidy for differential amount related to 1-Ph. LTOH line extension, engagement of local BAs in project works etc.):

TPSODL Response: In response to Para 44 & 45, every work is being taken up as per new regulation of OERC and statutory orders of Govt. of Odisha.

Further, TPSODL has been supporting local MSME and BAs under the licensee areas, who are fulfilling minimum technical experience as well as safety guidelines. The endeavor is to increase the technical capability as skill development at the local level.

21. Point no. 46 (suggestion related provision of tubular Cement poles in coastal areas):

TPSODL Response: TPSODL has been using specially designed RLP and H Poles which are having very good wind withstanding capacity in the coastal belt.



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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

ANNEXURE-J

TPSODL Response to Objections/Queries raised

Case No. 99/2024

NOTARY AFFIDAVIT
n-2-n1
28-1-2025
NOTARY



To,

Shri. Prabeer Kumar Mallick
Sr. General Manager (Regulation, Tariff & Commercial)
Odisha Power Transmission Corporation (OPTCL)
Janpath
Bhubaneswar - 751022

Sub: Case No. 99 of 2024 (ARR of TPSODL) - Objections/Observations of M/s. Odisha Power Transmission Corporation Limited (OPTCL).

Dear Sir,

We are in the Appendix providing the replies to the queries raised/ observations made by you/your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

1. In reply to Point 6 (suggestion on transmission charges estimation submitted by TPSODL):

TPSODL Response: It may be submitted that, the ARR for FY 2025-26 is an estimation & while filing of ARR petition by TPSODL, the petition copy of OPTCL is neither available nor it will be prudent to take the transmission charges on a basis of calculation of OPTCL as the same charges are not confirmed by the Hon'ble Commission.



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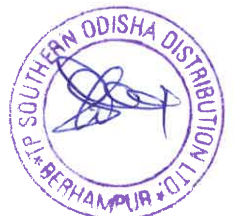
Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

ANNEXURE-K

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
r-201
25.1.2025
NOTARY



To,
Shri. A. K. Sahani
Rtd. Electrical Inspector, GoO
B/L-108, VSS Nagar,
Bhubaneswar 751007

Sub: Case No. 99 of 2024 (ARR of TPSODL) Objections/Observations of Shri. A.K. Sahani.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully



(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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TPSODL, being the Retail Power Distribution Licensee for southern part of Odisha has taken into consideration all possible measures while submitting the ARR petition and Wheeling and Retail Supply Tariff for the FY 2025-26.

In this context, the Para-wise response to the constructive objections filed by the objector is enumerated below.

1. With regards to the observation of the respondent it is submitted that TPSODL came into existence effective from 01.01.2021. As per vesting order case No 83/2020 the Hon'ble Commission has fixed loss reduction trajectory for future 10 years. Para 45 of the vesting order speaks about the same.

45. *AT&C Loss Trajectory for tariff determination*

- (a) *As part of the RFP, the Commission provided the following 10-year AT&C loss trajectory to be adopted for determination of tariff for period FY 2021-22 to FY 2030-31:*

Table 4: 10-year AT&C Loss Trajectory for Tariff Determination

<i>AT&C Loss Trajectory for Tariff Determination (%)</i>									
<i>FY22</i>	<i>FY23</i>	<i>FY24</i>	<i>FY25</i>	<i>FY26</i>	<i>FY27</i>	<i>FY28</i>	<i>FY29</i>	<i>FY30</i>	<i>FY31</i>
25.75	25.75	25.75	25.35	25.00	22.57	20.38	18.40	16.61	15.00

Further it is submitted that present application is filed keeping in mind as per above loss reduction trajectory fixed by the Hon'ble commission.

2. In response to para 1(a) it is submitted that the TPSODL is adhering to the guidelines as mentioned in OERC Distribution (Conditions of Supply) Code, 2019. Specific observation if any remains unattended may please be intimated.
3. In response to para 1(b) it is submitted that TPSODL is honouring all orders and regulations of OERC and extending the same to eligible consumers from time to time. Billing to consumers having less than 110 KVA is strictly observed as per direction of the Hon'ble Commission. Specific observation if any remains unattended may please be intimated.
4. It is to state that Hon'ble Commission's OERC Distribution (Conditions of Supply) Code, 2019; para 152 specifically addresses the manner of Recovery of arrears. The Licensee is adhering the same carefully. Specific observation if any remains unattended may please be intimated.

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5. In response to para 2, TPSODL submits that penalty u/s 126 is not the normal practice to earn revenue. Assessment u/s 126 is being made only when there is theft or unauthorized use of electricity. The licensee has regards to all its consumer and expects the consumer will use the electricity supplied, in a judicious manner. Hence, projection towards collection u/s 126 cannot be made. On other hand, the licensee has also made a disclosure regarding collection out of current and out of arrear in F-9 (b) format.
6. In response to para 3, it is submitted that –

The Commission intends to implement kVAh billing to all consumers other than LT consumer w.e.f. 4th April 2021. All DISCOMs are required to take all necessary steps to ensure that all the HT and EHT consumers are billed by kVAh basis from 4th April 2021 and educate the consumers for the same. All open access transactions will be maintained in the kWh sale only and kVAh based sale shall be converted into kWh base on the power factor for the month provided in the energy bills if necessary. For load factor purpose kWh reading shall be taken into consideration. Since kVAh reading captures both active and reactive power drawl, therefore, there is no necessity for continuing with either power factor incentive or penalty. Therefore, power factor penalty and incentive are abolished w.e.f. FY 2021-22. In case of leading power factor whose instances are relatively few when kVrh are injected into the system from consumer side. In that event the kWh drawl reading shall be taken and billed as per the kVAh tariff.

The aforesaid observation of Hon'ble Commission would establish the fact that kVAh billing system would give benefit to both the consumer as well as the licensee in maintaining system stability, ensuring power quality and achieving loss reduction.

It is to submit that Hon'ble APTEL has dealt with the issue of kVAh billing on several occasions. In Prime Ispat Ltd. and Another vrs Chhatisgarh State Electricity Regulatory Commission and Others (A. No. 263 of 2014, decided on 10.04.2015), the issue of kVAh billing was discussed. Relevant observations of Hon'ble Tribunal are quoted here-in- below.

"8.9. Now we explain the advantage of High-Power Factor and kVAh billing as under:

- (a) Higher the Power Factor, lower is the Load Current and thereby Technical Losses of the transmission lines i.e. I²R losses will be reduced considerably.*
- (b) Due to increase of Power Factor (nearer to one), the consumer's demand charges will be reduced and also the kVAh billing will also be correspondingly reduced.*

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(c) The Higher Power Factor will reduce the demand on the system and improve the systems Voltage.

(d) Increases the available transmission and distribution system capacity.

(e) The improvement in Power Factor will reduce the licensee's expenditure on Power Purchase and thereby the consumers will be benefited with lower tariff.

8.10. In view of the above, most of the States are changing their billing system from KWH to kVAh billing system.

8.11. The learned counsel of the Appellant has contended that due to kVAh billing, bill amount has been increased and thereby the Appellant burdened with higher power bill. We do not find any merit in the contention for the following reasons: Because Power Factor = KWH /KVAH

If Power Factor is unity, then KWH =KVAH

In the instant case, the Power Factor is less than unity and hence the consumption recorded in respect of kVAh is high compared to KWH consumption. Further, the power factor surcharge/rebate will not be there in kVAh billing. Thus, the kVAh based billing will drive the consumers to reach unity power factor and thereby the system performance will be improved and also reactive power drawl from the system will be minimised and thereby better system voltages for the tail end consumers also."

In view of the aforesaid judgment of the Hon'ble Tribunal, the ground raised by the petition is misconceived. Hence the said contention of the petitioner quash KVAH billing is to be dismissed.

Further the Andhra Pradesh High court while disposing batch of appeals along with writ appeal No 115 of 2014 in the case of (APER, SCY, Hyderabad and others Vrs CPDCL, M.D, HYD, and others) regarding KVAH billing delivered the observation in concluding Para of the judgment as follows.

The Commission hereby, approves the proposal for Kvah based billing instead of Kwh based billing. The Kvah billing shall be applicable for all HT Consumers and LT Consumers for whom trivector meters have been provided for. No power factor penalty shall be levied when the energy billing is done based on Kvah. The Commission has accordingly made suitable changes in the present tariff schedule.

A reading of the above extract shows that the Commission, while taking the decision, had taken into consideration the interest of the Discoms as well as the consumers. The introduction of billing methodology as was done by the Commission is not new and it is already in vogue in some States.

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7. In response to para 4 & 5, it is submitted that the licensee is adhering to the direction of Hon'ble Commission strictly. There is no such manual intervention in DISCOM billing, it is digitalized through FG system & the billing system is designed to capture all the parameters as per RST order of Hon'ble Commission.

TPSODL is following the direction of Hon'ble Commission while calculating power ON hours in accordance with the RST order FY 24-25. Any changes or modification in tariff structure is the Hon'ble Commission's prerogative.

8. In response to para 6, it is submitted that the licensee is strictly adhering to the prescribed regulations under OERC Distribution (Conditions of Supply) Code, 2019 and OERC (Terms and Conditions for Determination of Wheeling Tariff and Retail Supply Tariff) Regulations 2022 as well as various directives of the Hon'ble Commission.

The Discom is also honouring the direction of GRF & OMBUDMAN scrupulously. However, wherever it appears that it is not in line with the spirit of law, DISCOM is challenging before appropriate forum for the interest of all stakeholders.

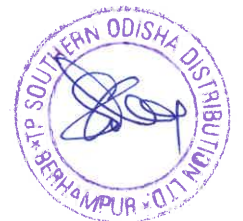
The Discom is extending all the benefits to the Allied Agricultural Activities and Allied Agro-Industrial Activities as per the above provisions.

Further,

9. In response to para 7, 8 & 9 (suggestion regarding billing for urban LI points and of cross-subsidies, surcharge); it is submitted that the Hon'ble commission may examine the same as per prayer of the objector.

10. In response to para 10, 11, 12, 13 & 14 (suggestion regarding of gradual reduction of cross-subsidies, non-discriminatory Open Access, surcharge): it is submitted that the Hon'ble commission has already notified the OERC (Terms and Conditions of Intra-State Open Access) Regulations, 2020 to fixation of cross subsidies and reduction of surcharge.

The Hon'ble Commission may suitably decide the Cross-Subsidy Surcharge keeping in mind the National Tariff Policy and the trajectory to be followed for reduction of CSS over the period of time.



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11. In response to para 16 & 17 (suggestion for re-introduction of power factor incentive/penalty, loss reduction eligible timeline; TPSODL would like to put forward its disagreement with the suggestions put forward by the objector.
12. In response to para 18 & 19 (suggestion for govt. subsidy for cold storage, smart prepaid for govt. connections); the commission may examine the proposal and pass appropriate order.

Further, TPSODL has already installed smart pre-paid meters in majority govt. connections and plan to achieve complete coverage within a short timeframe.
13. In response to para 20,21,22,23, 24, 25, 26, 27 & 28 (suggestion regarding and on levy of DPS, Pro-rata billing, smart meter installation, reconnection charges, theft of energy-assessment, suggested Disaster Resilient Corpus Fund, ToD benefit without any surcharge); we do not agree with the submission of the objector.

All the rationally behind the all changes has been put forward in the petition, it is requested the objector to kindly go through the petition for better understanding of the proposal. It is submitted by the petitioner that the DPS on DOM & COM category may be re-introduced to discipline the consumer and to make regular payment as a practice. Further, it is submitted by the petitioner that the pro-rata billing may be introduced to have a proper billing. The detail analysis is given in the petition.
14. In response to para 29 (revision of disputed bill for a period of more than 2 years prior to installation of a meter); TPSODL would like request the Hon'ble Commission to consider the same for benefit of the consumers.



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Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

ANNEXURE-L

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT

n-201 →
29-1-2024

NOTARY



To,

Shri. Ramesh Ch. Satapathy

(President-Upobhokta Mahasangha & Secretary-National Institute of Indian Labour)

Plot No. 302(B), Behera Sahi,

Nayapally, Bhubaneswar-751012,

Dist. Khurda, Odisha.

Sub: Case No. 99 of 2024 (ARR of TPSODL) Objections/Observations of Shri. Ramesh Ch. Satapathy.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,

Odisha Electricity Regulatory Commission

Plot No. 4, Chunokoli,

Shailshree Vihar

Bhubaneswar - 751021

TP SOUTHERN ODISHA DISTRIBUTION LIMITED

(A Joint Venture of Tata Power and Government of Odisha)

Regd./Corp Office: Kamapalli, Courtpetta, Berhampur, Ganjam, Odisha – 760 004

Website: www.tpsouthernodisha.com Email: tpsodl@tpsouthernodisha.com

Corporate Identification Number (CIN):U40109OR2020PLC035195, GSTN: 21AAICT3239P1Z1

The Para wise reply of TPSODL in respect of the objections raised by the objector is submitted.

1. The details of amount spent on construction, maintenance & renovation of lines & S/s under TPSODL are mentioned below.

Financial Year	Cumulative Amount (Rs. in Crores)
2021-22	227
2022-23	543
2023-24	783

2. TPSODL is committed to provide quality power supply and better consumer services in the area of operation. TPSODL has taken many steps for improvement of supply voltage through various initiatives like augmentation of conductors, installation of new S/S, up gradation of existing S/S and Power Transformers. To cater the needs of the consumers and to overcome the low voltage pockets, TPSODL has also added additional transformers into the existing system.

Under various schemes of GoO like ODSSP, the asset addition is being taken up to improve the voltage profile which is in addition to new GRID s/s being established at OPTCL level.

In addition to the same as per the Hon'ble Commission's approved Capex schemes TPSODL has taken up new works under specific heads including projects for improving network reliability and also considering future load growth.

Network System	As on 31 st March 2024
Length of 33 KV line (Km.)	4,241
Length of 11 KV line (Km.)	46,984
Length of LT KV line (Km.)	41,484
Length of LT AB Cable (Km.)	32,768
No. of 33/11 KV Power Transformers	566
No. of Distribution Transformers (11/0.4 & 33/0.4KV)	63,303

3. Total no of regular manpower employed in TPSODL at the end of FY24: 2807 (Erstwhile SOUTHCO Employee: 1677 & New Employees: 1130)

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4. TPSODL has submitted the details of income received from scrap sale in the application for ARR 2024-25.
5. The amount of compensation paid by the licensee to the human being faced in fatal accident are mentioned below.

Financial Year	Amount in Crores
2021-22	0.67

6. The petitioner has paid equal pension benefit to the pensionary workers, equally working in similar nature & similar cadres.
7. The amount collected from the workers for EPF & pension are deposited in the pension funds which is available with Southco PF Trust and Southco Pension Trust.
8. The details of security deposit received from the consumers are submitted in the application for ARR 2025-26.
9. TPSODL imposes penalties on the consumers in accordance with the Regulation & Act of OERC. The details of amount collected as penalty is submitted in P-16 format of ARR application.
10. Till today, 180 number of solar installations have been completed with a capacity of 0.5 MW and out of which central Govt. subsidy has been release to 148 consumers.
11. 2,45,631 nos. of smart meter have been installed till today.
12. 47,035 nos. of meter are defective till today. This is well below the limit fixed by the OERC.



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ANNEXURE-M

TPSODL Response to Objections/Queries raised

Case No. 99/2024

PART OF AFFIDAVIT
1-2-21
29.1.2025
NOTARY





TPSODL/Regulatory/2025/23/649

29-January-25

To,
M/s Vignesh Foods,
At; Bagriaguda, Near Paper Mill,
Jeypore, Pin: 764002,
Dist. Koraput, Odisha

Sub: Case No. 99 of 2024 (ARR of TPSODL) Objections/Observations of M/s Vignesh Foods.

Dear Sir,

We are providing the replies to the queries raised/ observations made by you/your office in the attached **Appendix**.

We trust our submission is in order.

Yours faithfully

(Soumitry Dey)
Head-Regulatory



cc:

The Secretary,
Odisha Electricity Regulatory Commission
Plot No. 4, Chunokoli,
Shailshree Vihar
Bhubaneswar - 751021

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Appendix

1. Petitioner's suggestions regarding reduction of MMFC/Demand charges for seasonal Cotton Industry and Sugar/Jaggery industry and treatment under a different tariff category.

TPSODL Response: TPSODL would humbly request the Hon'ble Commission to examine the proposal in the light of Regulation 119 (iii) of OERC Distribution (Conditions of Supply) Code, 2019 and appropriate order may be passed accordingly.



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