



ORDER
OF THE
WEST BENGAL ELECTRICITY REGULATORY
COMMISSION

IN CASE NO. PPA-29/10-11

APPLICATION FOR APPROVAL OF SUPPLEMENTARY POWER PURCHASE AGREEMENT (PPA) EXECUTED ON 31.12.2024 BY AND BETWEEN NTPC LIMITED & WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED TO THE PRINCIPLE POWER PURCHASE AGREEMENT EXECUTED ON 04.01.2011 FOR PURCHASE OF POWER BY WBSEDCL FROM THE THERMAL POWER PLANT OF NABINAGAR SUPER THERMAL POWER PROJECT, STAGE-II OF NTPC LIMITED (PREVIOUSLY OWNED BY NABINAGAR POWER GENERATING COMPANY PRIVATE LIMITED) AT REGULATED PRICE WITH CONTRACT PERIOD OF 25 (TWENTY FIVE) YEARS IN TERMS OF REGULATION 7.4 OF THE WEST BENGAL ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS OF TARIFF) REGULATIONS, 2011 AS AMENDED.

DATE: 11.07. 2025



Application for approval of Supplementary Power Purchase Agreement (PPA) executed on 31.12.2024 by and between NTPC Limited & West Bengal State Electricity Distribution Company Limited to the principle Power Purchase Agreement executed on 04.01.2011 for purchase of power by WBSEDCL from the thermal power plant of Nabinagar Super Thermal Power Project, Stage-II of NTPC Limited (previously owned by Nabinagar Power Generating Company Private Limited) at regulated price with contract period of 25 (Twenty Five) years in terms of regulation 7.4 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2011 as amended.

Facts in brief:

- 1.0 The West Bengal State Distribution Company Limited (WBSEDCL) has submitted an application vide letter dated 10.03.2025 for approval of Supplementary Power Purchase Agreement (PPA) executed on 31.12.2024 by and between NTPC Limited & WBSEDCL to the principle Power Purchase Agreement executed on 04.01.2011 for purchase of power by WBSEDCL from the thermal power plant of Nabinagar Super Thermal Power Project, Stage-II of NTPC Limited (previously owned by Nabinagar Power Generating Company Private Limited) at regulated price with contract period of 25 (Twenty Five) years in terms of regulation 7.4 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2011 as amended. The Commission admitted the applications in Case No. PPA – 29/10-11.
- 2.0 The application of WBSEDCL read with the Supplementary Agreement dated 31.12.2024 inter-alia state the following:
 - 2.1 WBSEDCL executed a Power Purchase Agreement (PPA) with Nabinagar Power Generating Company Private Limited (NPGC) on 04.01.2011 for purchase of power from Nabinagar STPP, Stage-II (2 X 660 MW), as may be allocated by Ministry of Power, Govt. of India from time to time.
 - 2.2 NPGC could not achieve the project closure of Nabinagar STPP Stage-II for 2 X 660 MW within the normal gestation period.
 - 2.3 The Board of Directors of NTPC vide its Board Resolution approved the proposal for amalgamation of NPGC with NTPC on 09.11.2019 and the amalgamation became effective from 26.08.2022.
 - 2.4 In view of increasing power demand, NTPC had decided to expand the capacity of Nabinagar STPP, Stage-II from 1320 MW (2 X 660 MW) to 2400 MW (3 X 800 MW).



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- 2.5 NTPC has requested for revival of consent from WBSEDCL for 400 MW thermal power from Nabinagar STPP, Stage-II (3 X 800 MW), in terms of Regulation 2(1) of the Central Electricity Regulatory Commission (CERC) Tariff Regulations, 2019.
- 2.6 The Board of Directors of WBSEDCL in its 124th meeting dated 12.08.2024 has accorded approval for revival of consent for thermal power of 400 MW from Nabinagar Stage-II Thermal Power Station of NTPC against the existing PPA.
- 2.7 Accordingly, NTPC and WBSEDCL has entered into a Supplementary Power Purchase Agreement (PPA) on 31.1.2024 for purchase of 400 MW power (based on allocation of Ministry of Power, Govt of India) by WBSEDCL from Nabinagar Super Thermal Power Project, Stage-II (3 X 800 MW).
- 2.8 In view of above, WBSEDCL has prayed before the Commission to approve the following:
- (i) Accord approval of the Supplementary Power Purchase Agreement executed on 31.12.2024 by and between NTPC Limited and West Bengal State Electricity Distribution Company Limited to the principle Power Purchase Agreement executed on 04.01.2011 for purchase of power by WBSEDCL from Nabinagar Super Thermal Power Project, Stage-II plant of NTPC Limited (previously owned by Nabinagar Power Generating Company Private Limited) at regulated price with contract period of 25 (twenty five) years in terms of Regulation 7.4 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2011 as amended from time to time.

Observations of the Commission:

- 6.1 The Principal Power Purchase Agreement between WBSEDCL and NPGC has already been approved by the Commission vide order dated 18.03.2011 in Case NO. PPA-29/10 – 11 following due process.



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- 6.2 The Commission allowed WBSEDCL to purchase power from Nabinagar STPP at regulated tariff to be determined by CERC as per allocation by Ministry of Power, Government of India vide order dated 13.03.2011.
- 6.3 It is observed that now NPGC has amalgamated with NTPC with effect from 26.08.2022 as per the order of Ministry of Corporate Affairs, Govt of India dated 28.07.2022. NTPC also has proposed to increase the capacity of the plant from 1320 MW (2X660 MW) to 2400 MW (3X800 MW).
- 6.4 WBSEDCL has accordingly entered into the Supplementary Power Purchase agreement with NTPC for purchase of thermal power from Nabinagar Super Thermal Power Project, Stage-II, to the quantum allocated by Ministry of Power, Govt. of India.

Order:

- 8.0 The Commission, after careful consideration of the above facts, gives the following order:
- (i) The Supplementary Power Purchase Agreement by and between NTPC Limited & West Bengal State Electricity Distribution Company Limited to the principle Power Purchase Agreement executed on 04.01.2011 for purchase of power by WBSEDCL from the thermal power plant of Nabinagar Super Thermal Power Project, Stage-II of NTPC Limited (previously owned by Nabinagar Power Generating Company Private Limited) at regulated price with contract period of 25 (Twenty Five) years in terms of regulation 7.4 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2011 as amended, is approved by the Commission.
 - (ii) WBSEDCL is directed to submit the allocation letters from Ministry of Power, Government of India as and when they are issued.
- 9.0 With this order, the application filed by WBSEDCL stands disposed of.
- 10.0 A copy of the order shall be posted in the website of the Commission.



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11.0 WBSEDCL shall download the copy of the order from the website of the Commission and act on it. Certified copy of the order, if applied for, be given to the parties on completion of formalities laid down in the West Bengal Electricity Regulatory Commission (Conduct of Business) Regulations, 2013, as amended and on submission of necessary fees.

Sd/-
(DR. MALLELA VENKATESWARA RAO)
CHAIRPERSON

Dated: 11.07.2025

Sd/-
DEPUTY DIRECTOR, WBERC