

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY

AT NEW DELHI

O.P. NO. 1 of 2025

IN THE MATTER OF:

In Suo-motu action under Section 121 of the EA

...Petitioner

Versus

Forum of Regulators & Ors

...Respondents

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THROUGH

Place: New Delhi

Dated: 11.09.2025



MS. ABIHA ZAIDI

Counsel for Respondent No. 21

A-304 (First Floor), Defence Colony,

New Delhi, 110024

+91-9599337516 | office@saazpartners.com



एस.डी. शर्मा / S.D. SHARMA
सचिव (प्रशासी) / Secretary I/c
संयुक्त विद्युत विनियामक आयोग
(गोवा राज्य और संघ राज्य क्षेत्र)

JOINT ELECTRICITY REGULATORY COMMISSION
(For the State of Goa & Union Territories)
प्लॉट नं. 55-56, तीसरी व चौथी मंजिल, उद्योग विहार, फेज-4
Plot No. 55-56, 3rd Floor, Udyog Vihar, Phase-IV
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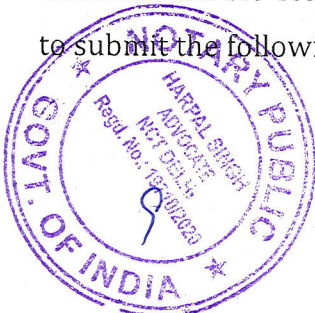
Forum of Regulators & Ors.

...Respondents

**AFFIDAVIT ON BEHALF OF RESPONDENT NO. 21, JOINT ELECTRICITY REGULATORY
COMMISSION (FOR THE STATE OF GOA AND UNION TERRITORIES)**

I, Mr. S. D. Sharma, s/o Shri B.L. Sharma, aged about 49 years, residing at 993/66 Deva Ram Park, Tri Nagar, North West Delhi, Delhi, 110035, do hereby swear and solemnly state as under:

1. That I am presently working at the Joint Electricity Regulatory Commission, (For the State of Goa and Union Territories) ("JERC"), as Secretary I/C having its Office at 3rd and 4th Floor, Plot No. 55-56, Phase IV, Service Road, Udyog Vihar, Sector 18 Gurugram – 122015 - Haryana.
2. That I am the authorized representative of JERC which is arrayed as Respondent No. 21 in the above-mentioned Original Petition and as such am conversant with the facts and circumstances of the present case. I am therefore competent and authorised to swear the present affidavit on behalf of JERC.
3. That pursuant to the directions issued by this Hon'ble Tribunal by Order dated 29.08.2025, I am filing the present affidavit placing on record the responses of JERC to the directions passed by this Hon'ble Tribunal.
4. That the Hon'ble Tribunal *vide* the present Order directed respective Commissions to submit the following details:



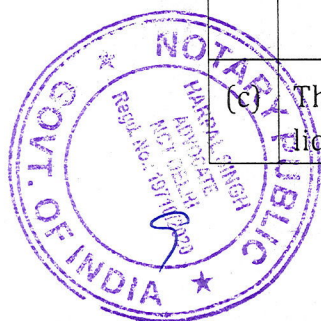
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 एस.डी. शर्मा / S.D. SHARMA
 एकाई, गुवा / S.D. SHARMA
 संचालक (प्रभारी) / Secretary I/c
 संयुक्त विद्युत विनियामक आयोग
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 Sector 18, Gurugram-122015 (Haryana)

- a. The Regulatory Assets with respect to each Discoms, within their jurisdiction, as on 01.04.2024;
 - b. The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024;
 - c. The trajectory/ roadmap for liquidation of these Regulatory Assets/ ending the revenue gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028;
 - d. The steps taken by each of the Commissions to commence an intensive audit of the circumstances in which the Distribution Companies, operating within their jurisdiction, have continued to function without recovery of the Regulatory Assets/ Revenue Gap;
 - e. The year upto which each of these Commissions have passed true up/ ARR orders with respect to each of the Distribution Companies within their jurisdiction.
5. That for the convenience of this Hon'ble Tribunal, a tabulated response to each of the directions issued by this Hon'ble Tribunal is provided hereinbelow for each of the State/Union Territory coming under the jurisdiction of JERC.

A. State of Goa

	Directions by this Hon'ble Tribunal	Response of JERC
(a)	The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.	There are no Regulatory Assets with respect to the Distribution Company under the jurisdiction of Goa as on 01.04.2024.
(b)	The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.	No Revenue Gap has been carried forward in the ARRs of the Distribution Company up to 01.04.2024.
(c)	The trajectory/roadmap for liquidation of these Regulatory	Since there are no Regulatory Assets/Revenue Gap under the



X

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 Plot No. 55-56, 3rd Floor, Udyog Vihar, Phase-IV

	Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028.	jurisdiction of Goa, the question of liquidation or roadmap does not arise.
(d)	The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/ Revenue Gap.	Not applicable, as there are no Regulatory Assets/Revenue Gap in Goa.
(e)	The year upto which the Commission has passed true-up/ ARR orders with respect to each of the Distribution Companies within its jurisdiction.	True-up carried out till FY 2022-23. True-up for FY 2023-24 is pending for approval. Latest ARR Order issued for FY 2024-25.

B. UT of Chandigarh

	Directions by this Hon'ble Tribunal	Response of JERC
(a)	The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.	There are no Regulatory Assets with respect to the Distribution Company under the jurisdiction of Chandigarh as on 01.04.2024.
(b)	The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.	No Revenue Gap has been carried forward in the ARRs of the Distribution Company up to 01.04.2024.
(c)	The trajectory/roadmap for liquidation of these Regulatory Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/	Since there are no Regulatory Assets/Revenue Gap under the jurisdiction of Chandigarh, the question of liquidation or roadmap does not arise.



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	Revenue Gap is liquidated latest by 31.03.2028.	
(d)	The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/Revenue Gap.	Not applicable, as there are no Regulatory Assets/Revenue Gap in Chandigarh.
(e)	The year upto which the Commission has passed true-up/ARR orders with respect to each of the Distribution Companies within its jurisdiction.	True-up carried out till FY 2021-22. Latest ARR Order issued for FY 2024-25.

C. UT of Puducherry

Directions by this Hon'ble Tribunal:

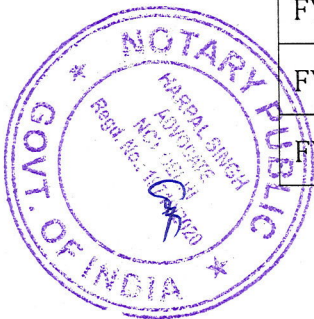
- a. The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.

Response: Rs 522.37 Crore

- b. The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.

Response:

Year of true-up	Standalone Gap in true-up (Rs Cr)/ Surplus (Rs Cr) (-)
FY 2009-10	56.11
FY 2010-11	89.19
FY 2011-12	348.96
FY 2012-13	107.54
FY 2013-14	56.44
FY 2014-15	-8.17




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FY 2015-16	14.99
FY 2016-17	38.34
FY 2017-18	-3.85
FY 2018-19	39.99
FY 2019-20	210.86
FY 2020-21	13.79
FY 2021-22	-23.12
FY 2022-23	178.80

Year of ARR	Standalone Gap in ARR (Rs Cr)/ Surplus (Rs Cr) (-)
FY 2009-10	72.82
FY 2010-11	56.63
FY 2011-12	147.27
FY 2012-13	94.84
FY 2013-14	-4.65
FY 2014-15	32.53
FY 2015-16	-10.46
FY 2016-17	11.15
FY 2017-18	-86.42
FY 2018-19	118.92
FY 2019-20	0.92
FY 2020-21	61.93
FY 2021-22	24.77
FY 2022-23	0.02




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FY 2023-24	-2.00
FY 2024-25	-0.58

- c. The trajectory/roadmap for liquidation of these Regulatory Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028.

Response: The regulatory asset as on 31.03.2024 is Rs 522.37 Crores for Electricity Department, Puducherry. The tariff is being designed in such a way that cumulative gap will be eliminated by the closing of FY 2026-27.

- d. The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/ Revenue Gap.

Response: The Electricity Department, Puducherry, being a Government Department, receives its funds from the Central Government for its operations. Hence, the utility does not face any financial burden.

- e. The year upto which the Commission has passed true-up/ ARR orders with respect to each of the Distribution Companies within its jurisdiction.

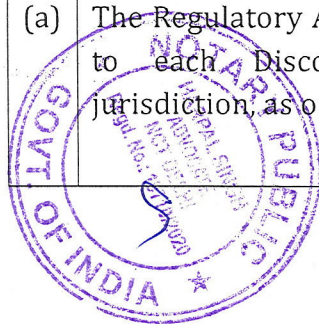
Response: True-up carried out till FY 2022-23.

True-up for FY 2023-24 is pending for approval.

Latest ARR Order issued for FY 2024-25.

D. UT of Andaman & Nicobar Islands

	Directions by this Hon'ble Tribunal	Response of JERC
(a)	The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.	There are no Regulatory Assets with respect to the Distribution Company under the jurisdiction of Andaman & Nicobar Islands as on 01.04.2024.



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(b)	The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.	No Revenue Gap has been carried forward in the ARRs of the Distribution Company up to 01.04.2024.
(c)	The trajectory/roadmap for liquidation of these Regulatory Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028.	Since there are no Regulatory Assets/Revenue Gap under the jurisdiction of Andaman and Nicobar Islands, the question of liquidation or roadmap does not arise.
(d)	The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/ Revenue Gap.	Not applicable, as there are no Regulatory Assets/Revenue Gap in Andaman and Nicobar Islands.
(e)	The year upto which the Commission has passed true-up/ ARR orders with respect to each of the Distribution Companies within its jurisdiction.	True-up carried out till FY 2020-21. True-up for FY 2021-22 is pending for approval. Latest ARR Order issued for FY 2024-25.

E. UT of Lakshadweep

	Directions by this Hon'ble Tribunal	Response of JERC
(a)	The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.	There are no Regulatory Assets with respect to the Distribution Company under the jurisdiction of Lakshadweep as on 01.04.2024.
(b)	The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.	No Revenue Gap has been carried forward in the ARRs of the Distribution Company up to 01.04.2024.

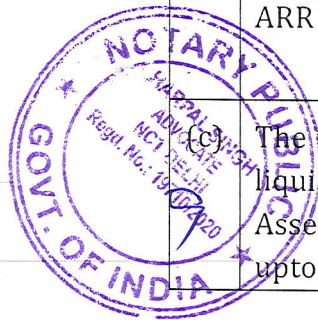


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(c)	The trajectory/roadmap for liquidation of these Regulatory Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028.	Since there are no Regulatory Assets/Revenue Gap under the jurisdiction of Lakshadweep, the question of liquidation or roadmap does not arise.
(d)	The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/ Revenue Gap.	Not applicable, as there are no Regulatory Assets/Revenue Gap in Lakshadweep.
(e)	The year upto which the Commission has passed true-up/ ARR orders with respect to each of the Distribution Companies within its jurisdiction.	True-up carried out till FY 2019-20. Latest ARR Order issued for FY 2024-25.

F. UT of Dadra and Nagar Haveli and Daman and Diu

	Directions by this Hon'ble Tribunal	Response of JERC
(a)	The Regulatory Assets with respect to each Discom within their jurisdiction, as on 01.04.2024.	There are no Regulatory Assets with respect to the Distribution Company under the jurisdiction of Dadra and Nagar Haveli and Daman and Diu as on 01.04.2024.
(b)	The Revenue Gap (whether carried forward or not) as reflected in each ARR upto 01.04.2024.	No Revenue Gap has been carried forward in the ARRs of the Distribution Company up to 01.04.2024.
(c)	The trajectory/roadmap for liquidation of these Regulatory Assets/ ending the Revenue Gap upto 01.04.2024, so as to ensure	Since there are no Regulatory Assets/Revenue Gap under the jurisdiction of Dadra and Nagar Haveli and Daman and Diu, the



	that the entire Regulatory Assets/ Revenue Gap is liquidated latest by 31.03.2028.	question of liquidation or roadmap does not arise.
(d)	The steps taken by the Commission to commence an intensive audit of the circumstances in which the Distribution Companies have continued to function without recovery of the Regulatory Assets/ Revenue Gap.	Not applicable, as there are no Regulatory Assets/Revenue Gap in Dadra and Nagar Haveli and Daman and Diu.
(e)	The year upto which the Commission has passed true-up/ ARR orders with respect to each of the Distribution Companies within its jurisdiction.	True-up carried out till FY 2022-23. True-up for FY 2023-24 is pending for approval. Latest ARR Order issued for FY 2024-25.

6. I say that the contents thereof are true and correct to the best of my knowledge and based on records available in the office of JERC/Respondent No. 21.

VERIFICATION

I, the above named deponent, do hereby verify that the contents of paragraphs 1 to 6 of the above affidavit are true and correct to my knowledge and belief, and nothing material has been concealed therefrom.

Verified at New Delhi on this 11 day of September, 2025.



I Identify the deponent who has Signed / Put T.I. in my presence
Identified by Shri. Abhinav Zardhi
Has solemnly affirmed before me at Delhi on 11 SEP 2025 that the contents of the affidavit which have been read & explained to him are true & correct to his knowledge

एस.डी. शर्मा / S.D. SHARMA
सचिव (प्रभारी) / Secretary I/c
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DEPONENT

DEPONENT

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