



2.23.7 Thus, the Net impact of **Rs 162 lakh** (112+50) has been considered in the statement of profit & loss accounts for the period ended on 31<sup>st</sup> March'2025 as Other Comprehensive income. (Refer Statement of Profit & Loss accounts under Note 41 in the Audited Financial Statement of FY 2024-25). Since this is a notional gain / loss for arriving at the fair value of investment, such amount has not been considered in the APR application.

2.23.8 Considering (a) to (h), total income from non-tariff sources becomes **Rs. 239,963 lakhs (Rs 76,634 + 163,329 lakhs)** for the FY 2024-25. The Hon'ble Commission is requested to consider the same as income from non-tariff sources in the APR for FY 2024-25.

## **2.24. Benefits passed on to Consumers [Form-1.24]**

2.24.1 As per direction of Hon'ble Commission vide order dated 29/09/2021, necessary details with relevant data and justification have been submitted by the Petitioner in para 10 of Fuel & Power Purchase Cost Adjustment application dated 15.10.2025.

2.24.2 The net benefits arising from the sale of power to entities other than consumers and licensees during FY 2024-25 have been computed and presented in Data Form 1.24 of Annexure-I in Volume-I of this APR application.

2.24.3 As per the computations, these net benefits for the FY 2024-25 amount to Rs. 37,904 lakhs. This amount represents the total gain to be shared between licensee and consumers during FY 2024-25 in accordance with the applicable benefit-sharing provisions.

2.24.4 In accordance with the provisions of Regulation 5.15.2 (iv) of the Tariff Regulations, it is respectfully submitted that the Hon'ble Commission may approve the sharing of benefits amounting to Rs. 18,952 lakhs, which constitutes 50% of the total net benefits from the sale of power to entities other than consumers and licensees during FY 2024-25.

## **2.25. Deviation Settlement Mechanism (DSM) charges Receivable.**

2.25.1 The Hon'ble Commission in the MYT Order dated 30.03.2023 for 8<sup>th</sup> Control Period did not consider any net Deviation Settlement Mechanism (hereinafter referred to as "DSM") charges receivable or payable for FY 2024-25.



- 2.25.2 To bridge the demand-supply gap during real time operation and to ensure uninterrupted supply of electricity to its consumers, a total of 121.634 MU of energy has been drawn from the grid and 529.59 MU of energy has been injected into the grid as Deviation / UI during FY 2024-25. Such injection and drawl of Deviation have been done in accordance with the prevailing regulations without violating the grid discipline. As per Note 32 and 34 (C) of the Audited Annual Accounts of WBSEDCL the net DSM charges receivable are **Rs. 10,060 lakhs** (DSM charges receivable for the year are Rs.11,513 lakhs as per Note 32 less DSM charges payable as per Note 34 (C) including arrears is Rs. 1,453 lakhs).
- 2.25.3 WBSEDCL in its MYT Tariff Petition dated 30.11.2022 for FY 2024-25 did not consider any net DSM charges payable for FY 2024-25 and stated that the same will be considered on actual basis in the subsequent APR Application
- 2.25.4 In view of the above, **Rs. 10,060 lakhs** may be considered by the Hon'ble Commission as DSM charges receivable in the APR for FY 2024-25.

**Table 36: DSM Charges Receivables for 2024-25**

Particulars	2024-25	2024-25	Reference
	(Admitted)	(Actual)	
Net DSM Charges Receivables	0	10,060	Note 32 and 34 (C) of the Audited Annual Accounts 2024-25

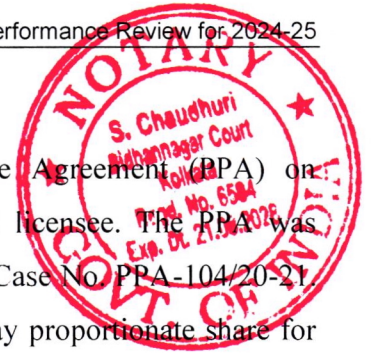
## 2.26. Repayment of Bonds for Pension Fund

- 2.26.1 WBSEDCL in the year FY 2024-25 has made a payment of **Rs 30,600 lakhs** towards repayment of pension bond and the same has been submitted against the APR submission. (Refer Note 18 of annual accounts for 2024-25). This amount may be allowed by the Hon'ble Commission in APR 2024-25.
- 2.26.2 The detailed statement of the calculation of repayment of pension bond is given in the APR submission model and the write-up, and a statement has been attached in **Annexure-30** of the Volume-II of the APR application under Compliance and Directives section.



## 2.27. Regulatory Assets for Railways

- 2.27.1 Indian Railways and WBSEDCL has executed a Power Purchase Agreement (PPA) on 10.06.2022 for purchase of power by Indian Railways as a deemed licensee. The PPA was approved by the Hon'ble Commission vide order dated 23.06.2022 in Case No. PPA-104/20-21. In terms of the said PPA, Indian Railways (Eastern Railways) shall pay proportionate share for regulatory asset of WBSEDCL as determined by the Hon'ble Commission in the APR Orders pertaining to the period up to which Railways remain connected as a consumer of WBSEDCL. The energy bill from consumption in the month of July'2022 was raised as per the said PPA.
- 2.27.2 As per order dated 16.11.2022, Hon'ble Commission accorded its approval to realize Rs. 13,302.46 lakhs (Rs. 58,47.27 lakhs + Rs. 7,815.19 lakhs) from Railways on account of proportionate share of regulatory asset for the FY 2018-19 and 2019-20 in terms of clause no. 5.6 of the agreement dated 10.06.2022 in 12 equated monthly installments along with monthly bills prospectively.
- 2.27.3 Also, as per Commission's Order dated 29.03.2023, Hon'ble Commission accorded its approval to WBSEDCL to realize Rs. 11,639.72 lakhs from Railways on account of proportionate share of Regulatory assets for the FY 2020-21 in terms of clause 5.6 of agreement dated 10.06.2022 in 12 equal monthly installments along with the monthly bills prospectively.
- 2.27.4 In Order dated 26.04.2023, Hon'ble Commission accorded its approval to WBSEDCL to realize Rs. 6,500.05 lakhs from Railways on account of proportionate share of Regulatory assets for the FY 2021-22 in terms of clause 5.6 of agreement dated 10.06.2022 in 12 equal monthly installments along with the monthly bills prospectively.
- 2.27.5 WBERC in its APR Order for FY 2022-23 dated 09.12.2024 along with the subsequent revision dated 11.07.2025 has approved to realize Rs. 5432.20 Lakh as proportionate share of railways for the FY 2022 – 23 in terms of clause 5.6 of the agreement dated 10.06.2022 in 12 equal monthly installments along with the monthly bills prospectively.
- 2.27.6 In judgment dated 12.02.2024 of the Hon'ble Appellate Tribunal of Electricity (APTEL) at New Delhi observed in Para XVI. Conclusion depicted below:





“..... it is held that Indian Railways is not a deemed distribution licensee falling within the ambit of the third proviso to Section 14 of the Electricity Act as it does not distribute/ supply electricity (i.e. sell electricity to consumers for a price) as required of a distribution licensee under the Electricity Act; and, even otherwise, as the entire electricity which it receives from the Grid is completely consumed by it and its constituents, it is required to pay additional/cross-subsidy surcharge to different distribution licenses under Section 42 of the Electricity Act, if it chooses to procure electricity from sources other than the concerned distribution licensees within whose area of supply it is situated.”

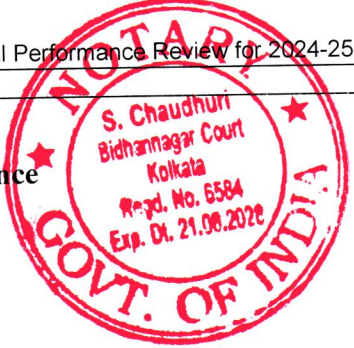
2.27.7 Pursuant to the aforesaid order of Hon'ble APTEL, WBSEDCL has reverted to billing Indian Railways as a consumer instead of deemed licensee and modified all the energy bills in the month of March'2024 with refund/adjustment all proportionate regulatory assets already claimed in the concerned period in terms of the agreement approved by the Hon'ble Commission vide order dated 23.06.2022 in Case No. PPA-104/20-21.

2.27.8 So, the proportionate regulatory assets refunded to Indian Railways and thus remaining unrealized in tariff became recoverable from the consumer through tariff. Hence, after considering the adjustment of Regulatory assets through Railways as per the APR Order for FY 2022-23, dated 11.07.2025, the final proportionate share of Regulatory Assets which are required to be recovered through tariff is given below:

**Table 37: Proportionate share of Regulatory Assets of Indian Railways**

		Rs. in Lakh
Year	Amount of Regulatory Assets	Reference
	(Admitted)	
2018-19	5,487.27	Amount realised from Indian Railway already refunded/adjusted in March' 2024
2019-20	7,815.19	



Year	Amount of Regulatory Assets	Reference
	(Admitted)	
2020-21	11,639.72	
2021-22	6,500.05	
2022-23	5432.20	
<b>Total</b>	<b>36,874.43</b>	

2.27.9 In view of the above, unrealized portion of the regulatory assets relating to Indian Railways, which is amounting to **Rs 36,874 lakhs**, may be considered by the Hon'ble Commission and allow in their future Tariff Order.

## 2.28. Carrying Cost of Regulatory Assets

2.28.1 As per Tariff Regulation, as amended, Hon'ble Commission has allowed recovery of carrying cost on regulatory assets. Prior to the aforesaid amended tariff regulation, carrying cost has been claimed by WBSEDCL in terms of the Tariff Policy read with the respective provision of Electricity Act, 2003 and the direction given in Case No. OP NO. 1 of 2011 dated 11<sup>th</sup> Nov 2011 of Hon'ble APTEL.

2.28.2 Hon'ble Commission vide Order against Case No. SM/-30/21-22 dated 06.04.2022 provides that interest on working capital assessed on normative basis at the rate one-year MCLR of SBI as on the 1st of April of the year concerned year plus 250 basis points. Relevant portion of Tariff Policy is reproduced below:

*“Para 6.0.....tariff determination process the rate of interest for computation of interest of working capital, assessed on normative basis, shall be based on the One-Year Marginal Cost of Landing rate (MCLR) of the State Bank of India as on 1<sup>st</sup> April of the Year, proceeding for which the tariff proposed to be determined, plus 250 basis points, to be effective on and from 1<sup>st</sup> April 2023.....During APR for the concerned year interest on working capital will be allowed on the amount so assessed on normative basis, or the actual amount of interest paid, whichever is lower.”*



**2.29. Revenue Recoverable for 2024-25**

2.29.1 Hon'ble Commission allowed the following adjustments in Tariff Order for 2024-25 as per data

**Table 38: Total Adjustments Allowed in Tariff Order 2024-25**

Particulars	Rs. in Lakh
	2024-25 (Admitted)
APR adjustment of WBSEDCL for 2020-21	205,370
Carrying Cost allowed in T.O. 2024-25	8397
<b>Total</b>	<b>2,13,767</b>

2.29.2 According to the approved Tariff Order by Hon'ble Commission for 8th Control Period, total adjustment allowed for 2024-25 as **Rs. 2,13,767 lakhs** which is now claimed by WBSEDCL with this APR Application with net admissible fixed cost.

2.29.3 From the 'Form E (B)' of Annexure-I of Volume-I of this APR Application, net admissible fixed cost for 2024-25 comes to **Rs. 11,76,562 lakhs** as per the Tariff Regulations.

2.29.4 WBSEDCL submits that the amount recoverable through APR Application for FY 2024-25 after adjustment of variable cost as per FPPCA Application for 2024-25 becomes **Rs. 36,01,500 lakhs**. The break-up of such recoverable amount is given in the following:

**Table 39: Total amount recoverable through APR Application for 2024-25 after adjustment of variable cost as per FPPCA Application for 2024-25**  
Rs. in Lakh

Sl. No.	Particulars	2024-25
1	Variable cost as per FPPCA application for 2024-25	24,24,938
2	Net fixed cost as per APR application for 2024-25	11,76,562
3	Total realizable sales revenue for 2024-25 [3 = (1) +(2)]	36,01,500
4	a1) Revenue from sale of power as per Annual Accounts 2024-25	33,19,936
	a2) Less: Revenue from sale of power to persons other than licensees or any consumers and power swap out as per Annual Accounts 2024-25	(92,167)
5	Net sales revenue for 2024-25 [5 = 4(a1) +4(a2)]	32,27,769



Sl. No.	Particulars	2024-25
6	Total revenue recoverable for 2024-25 [6 = (3) - (5)]	3,73,731



- 2.29.5 Hence **Rs. 3,73,731 lakhs** may now be admitted during the issuance of APR Order for FY 2024-25.
- 2.29.6 In addition to the above Hon'ble Commission may consider release of **Rs. 177,737 lakhs** equivalent to payment on account of trust liability which has withheld in different APR Orders from FY 2013-14 to 2022-23 (refer Annexure – 14 of Vol-II of APR application 2024-25).
- 2.29.7 The Hon'ble Commission is humbly requested to allow the consequential impact of APR in respect of WBPDC, WBSETCL, CESC, DPL, DPSC/IPCL and impact of FCA in respect of CESC, DPL, DPSC/ IPCL and WBPDC for FY 2024-25.
- 2.29.8 While WBSEDCL has submitted necessary details in the APR Application, it seeks the opportunity to file supplemental information, if so required, at a later date. WBSEDCL has incurred legitimate expenditure, which is reflected in the Audited Annual Accounts of 2024-25. So, such expenditure may be allowed by the Hon'ble Commission as per the APR Application for FY 2024-25.
- 2.29.9 The Hon'ble Commission is humbly requested not to reject or disallow any part of the APR Application made by WBSEDCL or any claims arising there from without allowing WBSEDCL to prove prudence of such expenditure.
- 2.29.10 WBSEDCL has made every effort to meet the information requirements prescribed by the Hon'ble Commission. Notwithstanding the same, WBSEDCL, however, agrees to make available any further information, as and when asked for by the Hon'ble Commission.
- 2.29.11 Impact of APR of FY 2024-25 may preferably be distributed between energy charge and fixed / demand charge for recovery from sale to consumers and licensees subject to other conditions of the Tariff Regulations in the Tariff Orders for subsequent years.



## 2.30. Sharing of gain and losses on account of controllable factors

2.30.1 As per WBERC Tariff Regulations (4th Amendment) 2023, DISCOM must adhere to share loss or gain as per clause no. 2.2.5.2 read with regulation 2.5.5.4 of the Tariff Regulation as follows:

“.....2.5.5.4 Mechanism for sharing of gains or losses on account of controllable factors

- (i) *The approved gain to the Generating Company or Licensee on account of controllable factors shall be dealt with in the following manner:*
- (a) *One-third of the amount of such gain shall be passed on to the consumer(s)/ beneficiary(ies); and*
- (b) *The balance two-third amount of such gain shall be retained by the Generating Company or the Licensee.*
- (ii) *The approved loss to the Generating Company or Licensee on account of controllable factors be dealt with in the following manner:*
- (a) *One-third of the amount of such loss may be passed on to the consumer(s)/ beneficiary(ies); and*
- (b) *The balance two-third amount of loss shall be absorbed by the Generating Company or Licensee”.*

2.30.2 Gain or loss on controllable factors is required to be shared between the Distribution Licensee and consumers at the ratio 2:1. The saving on this account comes out to be **Rs. 34,435 lakhs as shown in the table below**. 1/3<sup>rd</sup> of this gain i.e. **Rs. 11,478 lakhs** may be passed to the consumers by Hon'ble Commission.

2.30.3 In addition to that, gain occurred on Interest on Capital borrowings as described in Para 2.10 of current APR Petition, As per Regulation 2.5.5.1 “Variation in interest rate in long-term loans” is termed as uncontrollable factor and as per regulation 2.5.5.3 of WBERC Tariff Regulations (4th Amendment) 2023, the approved gain or loss to the Generating Company or Licensee on account of uncontrollable factors shall be passed through. Hence, as per the above-mentioned provisions, the 100% gain should be passed on to consumers.



2.30.4 Accordingly, the computation table for Gain sharing is furnished below:

**Table 40: Sharing of Gain and Losses for Controllable Factor**  
Rs. in Lakh

Particulars	Normative Claim	Actual Expenditure	Gain/(Loss)	2/3 <sup>rd</sup> share of WBSE DCL	1/3 <sup>rd</sup> Share of Consumers
Generation-O&M	9,101	8102	999	666	333
Distribution-R&M	139,443	63809	75,635	50,423	25,212
Distribution-A&G	55,135	97334	(42,199)	(28,132)	(14,066)
<b>Total Savings</b>	<b>203,680</b>	<b>169,245</b>	<b>34,435</b>	<b>22,957</b>	<b>11,478</b>

**Table 41: Sharing of Gain and Loss on account of uncontrollable factors**  
Rs. in Lakh

	Normative Claim	Actual Expenditure	Gain/(Loss)	Share of Consumer
<b>Normative Loan</b>	70439	60850	9589	9589

Thus, total gain to be passed on to the consumer for FY 2024-25 shall be **Rs. 21,067 Lakh** (Rs. 11478 Lakh + Rs. 9589 Lakh).

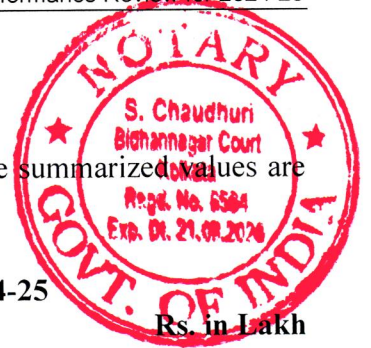
**2.31. Total Revenue Recoverable for 2024-25**

2.31.1 As per above computations referred to para 2.29.4, 2.29.6 and 2.30.4 the summarized values are depicted below as:

**Table 42: Total Revenue Recoverable for 2024-25**

Rs. in Lakh

Sl. No.	Particulars	2024-25
1	Net revenue recoverable for 2024-25 (Refer para 2.29.4)	373,731
2	Amount equivalent to payment on account of trust liability which has withheld in different APR Orders from 2013-14 to 2022-23 (Refer para 2.29.6)	177,737
3	Portion of sharing of gain and losses passed on to the consumers (Refer para 2.30.4)	21,067
4	<b>Net revenue recoverable considering adjustments for 2024-25</b>	<b>530,400</b>





### 3. Prayer

WBSEDCL respectfully prays to the Hon'ble Commission:

- (a) To admit this Application seeking Annual Performance Review of 2024-25
- (b) To approve the net fixed cost of **Rs. 11,76,562 Lakh** for 2024-25 in respect of WBSEDCL.
- (c) To approve an amount of **Rs. 530,400 lakhs** as recoverable after adjustment of variable cost as per FPPCA application, Amount equivalent to payment on account of trust liability which has withheld in different APR Orders from 2013-14 to 2017-18 and Portion of sharing of gain and losses on account of controllable factors for 2024-25 in respect of WBSEDCL.
- (d) To pass an order as the Hon'ble Commission may deem fit and proper keeping in mind the facts and circumstances of the case.
- (e) With an ultimate aim to achieve the Central Government's goal of 24x7 power for all, the Hon'ble Commission may consider allowing the legitimate expenditure items as claimed by WBSEDCL in this APR Application.

