

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)**

**WEDNESDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND TWENTY SIX**



: PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

IA No. 1 OF 2026

IN

WP NO: 17099 OF 2026

Between:

ITC Limited, having its registered office at 'Virginia House' 37 Jawaharlal Nehru Road, Kolkata - 700 071, and Paperboards & Speciality Papers Division at 6th Floor, Sattva Signature Tower, Road No. 1 Banjara Hills, Hyderabad- 500034, and captive power plant at Anantapur District- 515741 (A.P.) Represented by its Authorized Representative Mr. Kannan Aiyer, Divisional Executive Vice President

...Petitioner

AND

1. The State of Andhra Pradesh, Through Principal Secretary, Energy, Infrastructure and Investment Department, A.P. Secretariat, Amaravathi, Vijayawada, Andhra Pradesh
2. Andhra Pradesh State Load Despatch Center, Operated by Transmission Corporation of Andhra Pradesh Limited Through its Chief Engineer, Vidyut Soudha, Gunadala, Eluru Rd, Vijayawada, Andhra Pradesh- 520004

...Respondents

Counsel for the Petitioner: Sri D S Sivadarshan

Counsel for the Respondents: GP for Energy

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to:

(i) Direct the Respondent No. 2 i.e., APSLDC not to take any coercive action against the Petitioner to recover any amounts under the Impugned Demand Notices by withholding or denying the Petitioner's application(s) for standing clearance for Inter-State open access and Intra-State open access, from its 30MW captive wind generating plant at Anantapur nor curtail evacuation of electricity from the said plant and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case;

ii) in the interim, pending final disposal of this Writ Petition, it is most humbly prayed that this Hon'ble Court may be pleased to direct the Respondent No. 2 to consider and allow the applications of the Petitioner for standing clearance bearing Ref.No.NOC/APSLDC/SR/2026/99635 dated 23.06.2026 (for Inter-state open access); and for Intra-state open access bearing Ref.Nos.ITC/INTRASTOA/APCPDCL/JUL'26/01 and ITC/INTRASTOA/APEPDCL/JUL'26/01 dated 22.06.2026 without making any reference/reliance to Impugned Demand Notices, Pending disposal of WP No.17099 of 2026, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

Heard the learned Senior Counsel for the petitioner and the learned Standing Counsel for the respondents.

Considering the submissions made, there shall be an interim direction directing the petitioner to pay an amount of Rs.5,54,00,000/- in addition to the amount already paid i.e., Rs.4,46,36,262/- against the total demanded amount of Rs.25,24,61,101/-, within a period of two(2) weeks from today. Subject to payment of the said amount by the petitioner, the respondent No.2 herein is restrained to take any coercive action against the petitioner to recover any amounts under the Impugned Demand Notices by withholding or denying the petitioner's applications for standing clearance for Inter-State open access and Intra-State open access, from its 30MW captive wind generating plant at Anantapur nor curtail evacuation of electricity from the said plant, for a period of eight (08) weeks. Further, the Respondent No.2 is also directed to consider the applications of the petitioner for standing clearance bearing Ref No.NOC/APSLDC/SR/2026/99635 dated 23.06.2026 for Interstate open access and for Intrastate open access bearing Ref Nos.ITC /INTRASTOA /APCPDCL/JUL26/01 and ITC/INTRASTOA /APEPDCL /JUL26 /01 dated 22.06.2026 without making any reference/reliance to Impugned Demand Notices.

Learned Standing Counsel is directed to inform the order of this Court to the respondents.

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Energy, Infrastructure and Investment Department, A.P. Secretariat, Amaravathi, Vijayawada, Andhra Pradesh
2. The Chief Engineer, Andhra Pradesh State Load Despatch Center, Operated by Transmission Corporation of Andhra Pradesh Limited Vidyut Soudha, Gunadala, Eluru Rd, Vijayawada, Andhra Pradesh-520004 (1 & 2 By RPAD)
3. One CC to Sri D S Sivadarshan, Advocate [OPUC]
4. Two CCs to GP for Energy, High Court of Andhra Pradesh. [OUT]
5. One spare copy

HIGH COURT

NV, J

DATED: 01/07/2026

LIST THE MATTER ON 29.07.2026

ORDER

WP.NO.17099 OF 2026

INTERIM DIRECTION

