

NHPC Ltd. Vs. Director, Energy and others alongwith connected matter.

CWP No. 913 of 2024 alongwith CWP No. 6410 of 2023

CWP No. 913 of 2024

23.3.2026

Present: Mr.C.N. Singh, Advocate, for the petitioner.

Mr.Anup Rattan, Advocate General, with Mr.Sushant Keprate, Additional Advocate General, for the respondents-State.

CWP No. 6410 of 2023

Ms.Shradha Karol, Advocate, for the petitioner.

Mr.Anup Rattan, Advocate General, with Mr.Sushant Keprate, Additional Advocate General, for the respondents-State.

CWP No. 913 of 2024

Learned Advocate General has submitted that after decision of the State to appoint an independent evaluator to assess the actual expenditure so paid by the petitioner-Company, a request has been received from the petitioner-Company vide communication dated 23.12.2025, operative part whereof has been referred by learned Advocate General, which reads as under:-

“Further, it is not out of context to mention here that NHPC being Public Sector Undertaking is accountable to public exchequer which works under administrative control of MoP and its accounts are regularly audited through various agencies including CAG. On earlier occasions also when Lakhwar Vyasi HE Project was taken back by the concerned State Government instrumentality, NHPC has been reimbursed expenditure based on audited balance sheets along with cost of Capital and Cost of Overhead and Supervision Charges @ 15%. Therefore, it is requested that in case of Dugar Project also the expenditure incurred by

NHPC should be reimbursed on the above methodology to avoid further compliances.”

Learned Advocate General, by placing on record the aforesaid communication dated 23.12.2025 has submitted that aforesaid request made by the petitioner-company is under active consideration of the State Government and appropriate decision is likely to be taken within two weeks and, therefore, as prayer, matter is adjourned to have complete instructions in aforesaid terms by next date.

List on **16th April, 2026.**

CWP No. 6410 of 2023

Learned Advocate general by placing on record communication dated 12.3.2026 sent from Special Secretary (Power) to the Government of Himachal Pradesh to Director (Energy), has submitted that it has been decided that the audited accounts of these projects may be taken into consideration and thereafter the Government of India may be requested to treat the audited cost as final for the purpose of taking over these projects. Complete instructions regarding aforesaid progress in this matter be obtained by next date.

List on **16th April, 2026.**

Interim to continue.

***(Vivek Singh Thakur),
Judge.***

***(Ranjan Sharma),
Judge.***

23rd March, 2026.
(Keshav)