on the minimum contracted energy of 69.076 MUs per year, limited to the minimum contracted energy, as explained in para 14 (v) of this Order. Therefore, in any contract year, if the petitioner supplies more than 69.076 MUs of energy, it would not be entitled to the incremental tariff.

1) Hence, Issue No.5 is decided accordingly.

16. **Issue No.6: What Order?**

For the foregoing reasons, we pass the following:

**ORDER**

a) The petition is **partly** allowed.

b) The petitioner is entitled to an incremental tariff of 44 paise (forty-four paise) per unit on the minimum contracted energy generation of 69.076 MUs supplied/to be supplied to BESCOM during a contract year from the date of COD till the expiry date of the PPA, in addition to tariff of Rs.2.91 per unit as provided in Article 12.1 of the PPA on the said quantum.

c) It is made clear that for the energy supply exceeding 69.076 MUs in any contract year, the petitioner is not entitled to the incremental tariff.

d) The petitioner is entitled to raise the supplementary bill for the arrears of the incremental tariff as ordered above in sub-para (b) of this Order from the date of COD till the date of this Order. The amount found to be due under the supplementary bill shall be paid by the respondent in three equal monthly installments, with single default clause.

e) The petitioner is not entitled to interest/carrying cost.