

CHHATTISGARH STATE POWER TRANSMISSION CO. LTD.



(A Government of Chhattisgarh Undertaking)

OFFICE OF THE CHIEF ENGINEER (PC&RA)

State Load-Dispatch Building, Danganiya, Raipur-492013, Website-www.cspc.co.in

Ph. No. 0771-2574831

E-mail cecra.csptcl@cspc.co.in

Fax No. 0771-2574698

No.02-12/ True-Up 22-23/Data gap/2159

Raipur, dtd. - 4 MAR 2024

To,

The Secretary,
CSERC: Shantinagar,
Raipur

Sub: Additional information in respect of Tariff petition no. 05/2024 as per discussion held during TVS on 28.02.2024.

Ref.: -Director (Tariff), CSERC Letter No. 380, dated 01.03.2024

With reference to the above mentioned letter please find point wise reply in the matter of petition no. (05/2024) filed by CSPTCL in the matter of approval of final true-up of Annual Revenue Requirement for FY 2022-23 and determination of transmission tariff for FY 2024-25 for kind perusal & consideration of Hon'ble Commission: -

A. Issues in replies submitted to earlier Data gaps.

1. CSPTCL should submit the Report of Comptroller and Auditor General of India (C&AG) is enclosed as Annexure-1. **However, Annexure-1 is not submitted and needs to be submitted.**

REPLY:- CSPTCL would like to submit that, Report of Comptroller and Auditor General of India (C&AG) on the Accounts of FY 2022-23 yet to be received. After receiving report from Comptroller and Auditor General of India (C&AG), CSPTCL shall submit the same.

2. **Query 2 (a) & (c):** CSPTCL has referred to the CSERC Order in Petition No. 71/2019. In this regard, CSPTCL should submit the following clarification:

- a. Whether the amount of Rs. 100.41 Lakh refunded to the Generator has been recovered from CSPDCL, and if so, where it has been accounted in the revenue.

REPLY:- CSPTCL would like to submit that CSPTCL has refunded 100.31 Lakh to the Generator with consent from CSPDCL. CSPTCL has now issued demand note to CSPDCL for refund of such amount- **Annexure- I**. After refund by CSPDCL, same would be accounted during true-up ^{of} FY 2023-2024.

- b. Reason for delay in passing through the refund, which was done in FY 2022-23, though the said Order was passed in March 2021.

REPLY:- CSPTCL would like to submit that, in said case to refund the amount to beneficiary, consent of CSPDCL was also required. Accordingly, the case file was moved from SLDC routing through various wings of CSPTCL to CSPDCL. Therefore, it took some time for accord of approval of competent authority, therefore refund to the beneficiary took some time in the processing.

- c. Details of carrying cost, if any, included in the refunded amount, due to delay in refund.

REPLY:- CSPTCL would like to submit that no carrying cost has been included in the refunded amount, due to delay in refund.

3. **Query 6 (a):** CSPTCL has Submitted details of asset addition in the FY 2022-23 without any scheme wise details. CSPTCL should submit the scheme-wise details of asset addition for FY 2022-23 with respect to the scheme-wise capitalisation approved for FY 2022-23 in the CIP Order.

REPLY: - The scheme-wise details of capitalization for FY 2022-23 is as under:-

S.No.	Scheme Code	Particular	Fixed Assets Addition 2022-23 (Gross Block in Rs.)
1.	415	Transmission Scheme 132 KV Lines	99,45,49,245.07
2.	421	Transmission Scheme 400 KV Substation	15,80,14,026.69
3	423	Transmission Scheme 220/132 KV Substation	65,11,770.16
4.	425	Transmission Scheme 132/33 KV Substation	75,37,31,467.49
5.	438	System Strengthening Projects	2,05,92,47,511.89
6.	440	Load Dispatch	92,02,188.65
7.	453	Other Capital Works	1,10,65,831.63
8.	801	Construction of Office Building	1,30,41,057.43
9.	802	Construction of Staff Quarters	5,56,084.69

10.	803	Reno/Add/Alter Works of Capital Nature	1,03,45,258.06
11.	805	Construction of Roads	21,47,207.62
12.	-----	Furniture and Fixtures	12,74,964.54
Grand Total			4,01,96,86,613.92

4. **Query 6 (b):** CSPTCL has stated that it has submitted the statement of works during 2022-23 as Annexure-4 (i). In this regard, CSPTCL should clarify how the assets have been capitalised in the absence of Completion Report for various works.

REPLY:- CSPTCL would like to submit that, at the time project/ work is put to use/ commercialised, a provisional completion report is prepared to capitalise the work/ project in financial account taking all the expenses booked till the date of commercialisation.

After settlement of forest and revenue cases, a final completion report is prepared.

5. **Query 11:** CSPTCL has submitted the details of 'Other General Expense'. In this regard, CSPTCL should submit the break-up of Rs. 11.36 Crore categorised as 'Miscellaneous expenses'.

REPLY:- The break-up wise details of Other General Expense of Rs. 11.36 Cr. as under:-

EITC expense paid to CSPDCL	Rs. 9.14 Cr.
Manpower Expenses	Rs. 1.64 Cr.
Other expenses	Rs. 0.58 Cr.

Total	11.36 Cr.

6. **Query 14: (a)** As per Annexure 8, the computation of Income Tax is shown as Rs. 19.74 Crore. In this regard, CSPTCL should

- a. **Justify the claim for Income Tax of Rs. 19.87 Crore as compared to the computation of Rs 19.74 Crore.**

REPLY:- The tax expense of FY 2022-23 is as per income tax computation i.e. 19.74 Cr. The expenses provided in the books i.e. Rs. 19.87 Cr. is based on the information available till the accounts was closed and was provisional. While the income tax Rs. 19.74 Cr. is calculated on the basis of information available up to the date of return filing and which is final. So it is requested to consider Income Tax expenses for FY 2022-23 as Rs. 19.74 Cr.

- b. **The computation shows that a surcharge of Rs. 2.66 Crore is also included against short/late payment. CSPTCL should justify recovery of such surcharge for late payment of Income Tax from the consumers/ beneficiaries.**

REPLY:- Surcharge- 2.66 Cr. – As per Income Tax Act 1961, applicable income tax rate of any year is comprised of (i) normal tax rate (ii) surcharge on it and (iii) cess. Accordingly, for FY 2022-23, normal income tax rate was 30% and surcharge thereon was 12% and Health and Education Cess was 4%. Accordingly, total applicable tax rate comes to be 34.944%. **So here, surcharge means not late payment surcharge, but a surcharge levied on normal tax which is a statutory levy. (Copy of tax slab for domestic company is enclosed herewith) – Annexure**
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7. **Query 14: (b) Documentary evidence submitted by CSPTCL for actual income tax paid for FY 2022-23 is showing amount paid as Rs. 18.39 Crore. If TDS/TCS of Rs. 1.14 is considered, documentary evidence for tax paid amount to Rs. 19.53 Crore. CSPTCL should provide the documentary evidence for the balance tax paid, if any.**

REPLY:- As per income tax calculation sheet submitted, total tax payable comes to Rs. 25,82,87,594/- after adjusting MAT credit the tax payable comes to Rs. 19,74,90,198/-. Out of this Tax, CSPTCL has already TDS credit of Rs. 1,14,39,141/-. So after deducting TDS credit the **Net Tax Payable** in cash comes to Rs. 18,60,51,057/-. CSPTCL has already submitted challans of Rs. 18.87 Cr. So the challans submitted is perfect.


Chief Engineer (PC&RA)
CSPTCL: Raipur

CSPTCL

(CIN):- U40108CT2003SGC015820

GST No.:- 22AADCC5773E1ZX

CHHATTISGARH STATE POWER TRANSMISSION COMPANY LIMITED
(A Government of Chhattisgarh Undertaking)

OFFICE OF THE CHIEF ENGINEER (PLANNING, COMMERCIAL & REGULATORY AFFAIRS)
3rd Floor, State Load Dispatch Building, Danganiya, Raipur (C.G.) - 492013

Website. www.cspc.co.in, E-mail- cecnra.csptcl@cspc.co.in Ph. : 2574831 Fax : 2574698

No. 02-12/PC&RA/SE-I/2152

Raipur, dtd. 1 MAR 2024

To,

**The Executive Director (RA&PM)
CSPDCL, Raipur.**

Sub:- Payment of STOA Charges including Transmission Charges, application fees and Operating charges to CSPTCL by CSPDCL in matter of M/s S.V. Power Pvt. Ltd. & M/s Manikaran Power Ltd.

Ref.- 1. Order of Hon'ble CSERC in Petition No.71 of 2019.

In the instant matter an amount of Rs.1,31,62,534.00 was to be refunded to beneficiary M/s ACB India Ltd. The finance section CSPTCL has processed the case and paid the amount to beneficiary on 25.11.2022. As approved by competent authority the amount to be refunded shall be recovered from CSPDCL along with monthly SOC/MOC bill of March-2022. However, it has come into notice that SLDC has not raised the claim of said amount from CSPDCL till date. Hon'ble Commission has raised objection to this point during technical validation process conducted on 28.02.2024 for final true up for 2022-23 and Determination of Transmission Tariff for FY 2024-25. It is informed that CSPDCL has consented to pay to CSPTCL/SLDC an amount corresponding to transmission charges collected from the claimant during the period of instant issue (Copy of Note Sheet is enclosed here with).

Accordingly, it is requested that refund of outstanding amount Rs.1,31,62,534.00 towards Transmission Charges may please be credited in CSPTCL Escrow Account No.31382070164 (SBI Main Branch, Jai Stambh Chowk, Raipur, IFS Code No. SBIN-0000461).

Encl:- Copy of Note Sheet.

**Chief Engineer (PC&RA)
CSPTCL, Raipur.**

Copy to :-

1. The ED (Fin.) CSPTCL, Raipur.
2. The GM (Fin.) CSPDCL, Raipur.
3. The ED (SLDC) CSPTCL, Raipur.
4. The Manager (RAO-HQ) CSPTCL, Raipur.
5. Cash Section O/o CE (PC&RA) CSPTCL, Raipur.

Handwritten signatures and dates:
Chief Engineer (PC&RA) CSPTCL, Raipur. (Signature)
01/03/24
01-03-24
01-03-24

• **Surcharge** - Surcharge is applicable at the rates given below—

	If net income does not exceed Rs. 1 crore	If net income is in the range of Rs. 1 crore – Rs. 10 crore	If net income exceeds Rs. 10 crore
Domestic company	Nil	7%*	12%**
Foreign company	Nil	2%*	5%**

Marginal relief - In the case of a company having a net income exceeding Rs. 1 crore, the amount payable as income-tax and surcharge shall not exceed the total amount payable as income-tax on total income of Rs. 1 crore by more than the amount of income that exceeds Rs. 1 crore.

Marginal relief - In the case of a company having a net income exceeding Rs. 10 crore, the amount payable as income-tax and surcharge shall not exceed the total amount payable as income-tax and surcharge on total income of Rs. 10 crore by more than the amount of income that exceeds Rs. 10 crore.

• **Health and education cess** - It is 4 per cent of income-tax and surcharge.

• **Tax tables** : For tax tables, see pages B-29 to B-36.

• **Alternative tax regime** - A domestic company can opt for alternative tax regime under section 115BA/115BAA/115BAB [see Referencer 3].

11.1.3a MINIMUM ALTERNATE TAX - The following rate of minimum alternate tax shall be applicable for the assessment years 2021-22 and 2022-23—

	If book profit does not exceed Rs. 1 crore				If book profit is in the range of Rs. 1 crore – Rs. 10 crore				If book profit exceeds Rs. 10 crore			
	IT	SC	HEC	Total	IT	SC	HEC	Total	IT	SC	HEC	Total
Domestic company	15†	–	0.60	15.60	15†	1.05	0.642	16.692	15†	1.80	0.672	17.472
Foreign company	15†	–	0.60	15.60	15†	0.30	0.612	15.912	15†	0.75	0.63	16.38

Note - If book profit of a company exceeds Rs. 1 crore but does not exceed Rs. 10 crore, the minimum alternate tax cannot exceed the following : (Rs. 15 lakh + book profit – Rs. 1 crore) + HEC. If, however, book profit exceeds Rs. 10 crore, the minimum alternate tax cannot exceed the following –

• in the case of domestic company, (Rs. 160.50 lakh + book profit – Rs. 10 crore) + HEC; or

• in the case of a foreign company, (Rs. 153 lakh + book profit – Rs. 10 crore) + HEC.

11.1.4 Co-operative societies - The following rates are applicable to a co-operative society for the assessment years 2021-22 and 2022-23— (Per cent)

Income range	Rate of income-tax [See also R1.1-6]
Up to Rs. 10,000	10
Rs. 10,000 - Rs. 20,000	20
Above Rs. 20,000	30

• **Surcharge** - Surcharge is 12 per cent of income-tax if net income exceeds Rs. 1 crore. It is subject to marginal relief (in the case of a co-operative society having a net income exceeding Rs. 1 crore, the amount payable as income-tax and surcharge shall not exceed the total amount payable as income-tax on total income of Rs. 1 crore by more than the amount of income that exceeds Rs. 1 crore).

• **Health and education cess** - It is 4 per cent of income-tax and surcharge.

• **Tax tables** : For tax tables, see pages B-37 and B-38.

• **Alternate minimum tax** - Tax payable by a co-operative society cannot be less than 18.5 per cent† [+ SC + HEC] of "adjusted total income" as per section 115JC.

• **Alternative tax regime** - A resident co-operative society can opt for alternative tax regime under section 115BAD [see Referencer 3].

11.1.5 Local authorities - Local authorities are taxable at the rate of 30 per cent.

• **Surcharge** - Surcharge is 12 per cent of income-tax if net income exceeds Rs. 1 crore. It is subject to marginal relief (in the case of a local authority having a net income exceeding Rs. 1 crore, the amount payable as income-tax and surcharge shall not exceed the total amount payable as income-tax on total income of Rs. 1 crore by more than the amount of income that exceeds Rs. 1 crore).

† [+ SC + HEC] of "adjusted"
 wing rates of income-tax are

Rate of income-tax (per cent) [see also para R1.1-6]	Assessment year 2021-22	Assessment year 2022-23
25	25	NA
NA	NA	25
30	30	30
50	50	50
40	40	40

tre and derives its income solely in + per cent, if the assessee is a unit located in an International Financial Services Centre and derives its income solely in convertible foreign exchange.