

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Subject: In the matter of petition under Sections 61, 62 & 86 of the Electricity Act, 2003 read with Article 16 of the Transmission Service Agreement (TSA) dated 05.02.2021.

Petition No. 13 / 2023 and IA No. 2/2023

DAILY ORDER

**(Hearing through Video Conferencing)
(Date of Motion Hearing: 9th May, 2023)
(Date of Daily Order: 10th May, 2023)**

M.P. Power Transmission Package-II Limited

C/o Adani Transmission Limited,
Adani Corporate House, Adani Shantigram,
Near Vaishno Devi, Ahmedabad - 382421

- **Petitioner**

V/s

- 1) Managing Director**
M.P. Power Management Company limited
Shakti Bhawan, Jabalpur, MP - 482008
- 2) Managing Director**
M.P. Poorv Kshetra Vidyut Vitaran Co. Ltd.
Shakti Bhawan, Jabalpur - 482008
- 3) Managing Director**
M.P. Madhya Kshetra Vidyut Vitaran Co. Ltd.
Nistha parisar, Govindpura, Bhopal - 462023
- 4) Managing Director**
M.P. Paschim Kshetra Vidyut Vitaran Co. Ltd.
Polo Ground, Indore - 452003
- 5) Managing Director**
M.P. Power Transmission Company Limited
Shakti Bhawan, Jabalpur, MP - 482008
- 6) Chief Executive Officer**
REC Transmission Projects Company Limited
D - Block, Plot 1 - 4, Sector - 29, Gurugram - 122001

- **Respondents**

Shri Sanjay Sen, Senior Advocate and Shri Dilip Kumar Moolchandani, Representative appeared on behalf of the petitioner.

Petitioner was heard on the issue of admissibility of the subject petition and also on the relief sought through the IA.

2. Petitioner submitted that there has been an error on part of the Respondents in so far as the scope of work is concerned and that essential works for evacuation of power have not been included in the scope of work contained in the RfP and TSA. Therefore, it is essential that scope of work is redefined to include the essential works as aforesaid and that this will require a change in License, for which separate petition shall be filed. The petitioner requested that the petition may be admitted and relief sought through IA may be granted.
3. In the present circumstances, where Transmission License has already been granted and Tariff discovered through TBCB has been adopted under section 63 of the Electricity Act, 2003, the Commission felt that it would be necessary to hear both parties (petitioner & respondents) together on the issue of admissibility of the petition and the relief sought through IA.
4. The Commission also desires that during the next date of hearing on admissibility, arguments may also be presented on the scope of section 62, 63 and 86(1)(f) of the Electricity Act, 2003. Therefore, the petitioner is directed to serve copy of the subject petition and IA on all Respondents within three days. The Respondents are directed to file their replies, in soft & hard copies, to the subject petition and IA within two weeks, thereafter.
5. The case is listed for hearing on the **6th June, 2023**.

(Prashant Chaturvedi)
Member

(Gopal Srivastava)
Member (Law)

(S. P. S. Parihar)
Chairman