

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION

BHOPAL

Sub: In the matter of filing of petition under Section 86 (1) (f) read with Regulation 8.8 (x) of MPERC (Terms and Conditions for Intra State Open Access in State of Madhya Pradesh) Regulations, (Revision - I) 2021 seeking setting aside of Order dated 25.01.2022 passed by the Open Access Monitoring, Dispute Resolution and Decision Review Committee and consequent directions against MPPKVCL qua its illegal and arbitrary demand from the Petitioner for units consumed from April 2015 to July 2017.

Petition No. 39 of 2022

DAILY ORDER

(Hearing through Video Conferencing)
(Date of Motion Hearing: 26th July' 2022)
(Date of Daily Order: 28th July' 2022)

M/s Prism Johnson Ltd.

305, Laxmi Niwas Apartments,
Ameer Pet, Hyderabad.

- **Petitioner**

Vs

1. The Managing Director,
M.P. Paschim Kshetra Vidyut Vitaran Co. Ltd,
Urja Parisar, GPH Campus, Pologround, Indore (M.P.) – 452003

2. State Load Despatch Centre,
MP Power Transmission Company Ltd.,
Nayagaon, Jabalpur (M. P.)-482008

3. M/s Ujaas Energy Limited
Formerly M&B Switchgear Ltd.
701 NRK Business Park, Vijay Nagar, Indore (M.P) 452015

4. M/s SKP Bearing Industries
Through its Director,
Survey No. 2127, Mulchand Road, Wadhwan City,
District Surendra Nagar (Gujarat) – 363035

- **Respondents**

5. M/s Seattle Power Solutions Private Limited
Through its Director
N - 3 , Saket Nagar, Indore (M.P)-452018

6. M/s JK Minerals
Through its Director,
Main Road, Balaghat (M.P) 481001

7. M/s Ankit Gems Private Limited,
Through its Director,
D tower, G Block, Bharat Diamond Bourse, BKC, Bandra (East),
Mumbai, Maharashtra – 400051

8. M/s Atul Sharma
Having Registered Office at 80, Civil Line,
Jhansi (U.P.)

Shri Venkatesh Advocate, appeared on behalf of the petitioner.

The subject petition is filed under Section 86 (1) (f) read with Regulation 8.8 (x) of MPERC (Terms and Conditions for Intra State Open Access in State of Madhya Pradesh) Regulations,

Petition No. 39 of 2022

Sub: In the matter of filing of petition under Section 86 (1) (f) read with Regulation 8.8 (x) of MPERC (Terms and Conditions for Intra State Open Access in State of Madhya Pradesh) Regulations, (Revision - I) 2021 seeking setting aside of Order dated 25.01.2022 passed by the Open Access Monitoring, Dispute Resolution and Decision Review Committee and consequent directions against MPPKVVCL qua its illegal and arbitrary demand from the Petitioner for units consumed from April 2015 to July 2017.

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2. The petitioner has prayed the following:

- (a) Set aside the Impugned Order dated 25.01.2022 passed by the Committee.
- (b) Pass an Order or direction for quashing of the Demand Notice/ Supplementary Bill dated 27.12.2018, 18.10.2021 and 08.11.2021 issued by MPPKVVCL.
- (c) Direct MPPKVVCL to refund the amount already deposited by the petitioner pursuant to Demand Notices dated 27.12.2018, 18.10.2021 and 08.11.2021 along with interest.

3. Ld. Counsel who appeared for the petitioner explained the genesis of subject petition. The petition is admitted and petitioner is directed to serve copy of the petition to the Respondents within seven days and report compliance of service to the Commission. The Respondents are directed to file their replies to the subject petition within two weeks. A copy of aforesaid reply be served to petitioner simultaneously. The petitioner shall file rejoinder within two weeks, thereafter.

Case is fixed for hearing on **30.08.2022**.

(Gopal Srivastava)
Member (Law)

(Mukul Dhariwal)
Member

(S.P.S. Parihar)
Chairman