

**Subject: In the matter of petition filed under Section 63 of the Electricity Act, 2003 for Adoption of Transmission Charges with respect to the Transmission System to be constructed/ implemented by M. P. Power Transmission Package-I Limited.**

**Petition No. 01 / 2023**

**DAILY ORDER**

**(Hearing through Video Conferencing)  
(Date of Motion Hearing: 21<sup>st</sup> March, 2023)  
(Date of Daily Order: 24<sup>th</sup> March, 2023)**

**M. P. Power Transmission Package - I Limited**

2<sup>nd</sup> Floor, Niryat Bhawan, Rao Tularam Marg,  
Vasant Vihar, Opp. Army Hospital & Referral,  
New Delhi - 110057

- **Petitioner**

V/s

- 1) **Managing Director**  
M.P. Power Management Company limited  
Shakti Bhawan, Rampur,  
Jabalpur, MP – 482008
- 2) **Managing Director**  
M.P. Power Transmission Company Limited  
Block No.2, Shakti Bhawan, Rampur,  
Jabalpur, MP – 482008
- 3) **Chief Executive Officer**  
REC Power Development and Consultancy Limited  
REC Corporate Head Quarter, D Block,  
Plot No. 1 – 4, Sec- 29, Gurugram - 122001

- **Respondents**

Shri Yogesh Bhatnagar, Advocate appeared on behalf of the petitioner.

2. Motion hearing in the subject matter was held on 21/03/2023. Having heard the petitioner, the petition is admitted. The petitioner is directed to serve a copy of the subject petition on Respondents within a week and report compliance of service to the Commission. The Respondents are directed to file their detailed reply to the subject petition within two weeks, thereafter. A copy of the same be served to the petitioner simultaneously. The petitioner is further directed to file its response on the reply received from the Respondents within one week, thereafter and simultaneously serve a copy of its response to opposite parties in this matter.

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3. It is observed that TSA dated 21/01/2023 filed with the petition mentions “build, own, operate and **transfer** basis” at paragraphs A, B and other places. However, paragraphs 4 and other parts of the petition mention the basis as “build, own, operate & **maintain**”. This discrepancy is required to be rectified.
4. Section 63 of the Electricity Act, 2003 provides that “*Notwithstanding anything contained in section 62, the Appropriate Commission shall adopt the tariff if such tariff has been determined through **transparent process of bidding** in accordance with the guidelines issued by the Central Government*”.

In view of the above, the petitioner and respondents are directed to submit the following information in soft copy and hard copies within two weeks:

- i. Details and supporting documents to demonstrate that the tariff in the subject matter has been determined through a transparent process of bidding as per section 63 of the Electricity Act, 2003.
  - ii. Confirm on Affidavit that there has been no deviation from the standard bidding documents issued by the Central Government in this matter.
  - iii. Copy of Accepted Letter of Intent.
  - iv. Detailed information indicating that all relevant provisions of the following Guidelines dated 10/08/2021 issued by Government of India, Ministry of Power under Section 63 of the Electricity Act, 2003 have been complied in this matter:
    - (a) Tariff Based Competitive Bidding Guidelines for Transmission Service and
    - (b) Guidelines for Encouraging Competition in Development of Transmission Projects.
5. The case is fixed for hearing on the **25<sup>th</sup> April, 2023**.

**(P. K. Chaturvedi)**  
Member

**(Gopal Srivastava)**  
Member (Law)

**(S. P. S. Parihar)**  
Chairman