

Sub: In the matter of granting relief under Force Majeure conditions under the clauses 11.10, 11.11 and 11.14 of the M.P. Electricity Supply Code, 2013 and reduction in contract demand

ORDER

(Date of hearing: 29th January,2014)

(Date of order: 29th January,2014)

M/s Siddhartha Tubes Ltd.,
3rd Floor, Old IDA Building,
15-16, Jawahar Marg,
Indore-452 007 - Petitioner

M.P. Pashchim Kshetra Vidyut Vitaran Co. Ltd.,
Indore – 452 015 - Respondent

Shri R.C.Somani, Consultant and Shri R.S.Goyal, Consultant appeared on behalf of the petitioner.

2. The petitioner, M/s Siddhartha Tubes Ltd. has filed this petition seeking reduction in contract demand from 2500 kVA to 1200 kVA at 132 kV for 9 months w.e.f. 24.12.2013 under clauses 11.10, 11.11 and 11.14 of the M.P. Electricity Supply Code, 2013.

3. The petitioner has stated that:

(a) M/s Siddhartha Tubes Ltd. at Shajapur is availing an HT connection at 132 kV with contract demand of 2500 kVA. This unit is a sick industrial company and registered under BIFR since 2004.

(b) The petitioner applied for reduction in contract demand from 2500 kVA to 1200 kVA to the respondent. The respondent declined the aforesaid request in terms of the provisions of the M.P. Electricity Supply Code,2013.

(c) Aggrieved by the above, the petitioner has filed this petition and prayed the Commission to grant permission for reduction in contract demand from 2500 kVA to 1200 kVA for 9 months w.e.f. 24.12.2013 till its case is decided by the BIFR.

Sub: In the matter of granting relief under Force Majeure conditions under the clauses 11.10, 11.11 and 11.14 of the M.P. Electricity Supply Code, 2013 and reduction in contract demand

4. The case was listed for motion hearing on 29.01.2014. During the hearing, the petitioner, by and large, reiterated what has been stated in the petition and requested relief under clause 11.14 of the M.P. Electricity Supply Code, 2013.

5. Having heard the petitioner and considering the written submissions made, the Commission is of the view that the petitioner is already availing relief by having contract demand of 2500 kVA at 132 kV which is less than the minimum contract demand of 5000 kVA at 132 kV as specified in the M.P. Electricity Supply Code, 2013. The Commission has also observed that clauses 11.10, 11.11 and 11.14 of the M.P. Electricity Supply Code, 2013 are not applicable in the instant case. The Commission, therefore, decides to dismiss the petition.

Ordered accordingly.

(Alok Gupta)
Member

(Rakesh Sahni)
Chairman