

**M.P. ELECTRICITY REGULATORY COMMISSION**  
**BHOPAL**

**SUB: IN THE MATTER OF DETERMINATION OF OPEN ACCESS CHARGES (WHEELING CHARGES), CROSS SUBSIDY AND SURCHARGE FOR SUPPLY OF ELECTRICITY FROM CAPTIVE POWER PLANT OF SATNA CEMENT WORKS TO UNIVERSAL CABLES LTD., PURSUANT TO THE ORDER OF THE HON'BLE APPELLATE TRIBUNAL DATED 22/08/2007 PASSED IN APPEAL NO. 20/07 AND 77/07.**

Universal Cables Ltd. - Petitioner No. 1  
P.O. Birla Vikas,  
Satna, M.P. – 485 005.

M/s. Satna Cement Works - Petitioner No. 2  
P.O. Birla Vikas  
Satna, M.P. – 485 005.

V/s.

M.P. Poorva Kshetra Vidyut Vitaran Co. Ltd. - Respondent  
Jabalpur

**ORDER**

**(As passed on this day of 18<sup>th</sup> March, 2008)**

Shri Vinod Sharma, Sr. GM (Electrical) and Shri P.L. Nene, Consultant appear on behalf of the petitioners.

Shri S.K. Okhade, Addl. EE (Commercial) appears on behalf of the Respondent.

2. The petition is in the matter of determination of open access charges (Wheeling charges), cross subsidy and surcharge for supply of electricity from Captive Power Plant of Satna Cement Works to Universal Cables Ltd., pursuant to the order of the Hon'ble Appellate Tribunal dated 22/08/2007 passed in Appeal No. 20/07 and 77/07.

3. During the course of hearing today the Respondent has submitted in its additional submission that the respondent has challenged the order of the Hon'ble ATE in appeal and the Hon'ble Supreme Court has stayed the operation of orders dated 22/08/2007 and 31/01/2008 of ATE vide its order dated 07/03/2008, a copy of which has been submitted in the Commission. The respondent, therefore, requests the Commission to keep the petition in abeyance till the final disposal of the case by Hon'ble Supreme Court.

4. The petitioner has submitted that this petition has been filed for determination of wheeling charges, cross subsidy surcharge, etc. and the Commission has provisionally determined these charges for FY 2006-07 and FY 2007-08 by a separate order. Hence this petition may be closed and other matters may be decided by the Hon'ble Supreme Court.

In view of the petitioner's above submission, the Commission decides to close the case.

Ordered accordingly.

**(R. Natarajan)**  
**Member (Econ.)**

**(K.K. Garg)**  
**Member (Engg.)**

**(Dr. J.L. Bose)**  
**Chairman**