



# Madhya Pradesh Electricity Regulatory Commission

5<sup>th</sup> Floor, Metro Plaza, Arera Colony, Bittan Market, Bhopal 462 016

- Home
- About Us
- Acts & Rules
- Regulations
- Consumer Service
- Regulated Entity
- MPERC Info
- Related Links
- RTI Act 2005
- Non-Conventional
- Tenders Info
- Tariff Orders & Petitions
- Suo Motu Orders
- Final Orders
- Approach & Discussion Papers
- Contact Details
- Feedback Form
- Miscellaneous Info
- National Electricity Policy
- Tariff Policy
- MIS Status
- Contact Us

**Dated: 20th June, 2006**

**Sub: In the matter regarding procurement of electricity by MPSEB under section 86(b) & (e) of the Electricity Act, 2003.**

## Order Petition No. 30/2006

M/s. M.P. Windfarms Ltd.,  
162, M.P. Nagar, Bhopal - Petitioner

**V/s**  
M.P. State Electricity Board, Jabalpur - Respondent No. 1  
M.P. Paschim Kshetra Vidyut Vitaran Co.Ltd., Indore - Respondent No. 2.

Shri M.K. Deb - MD appears on behalf of the petitioner and Shri D.K. Ojha, ASE O/o. CMD, West Discom has appeared on behalf of the respondent No. 2.

2. The petitioner submitted this petition to seek exemption from having license for sale of power from Wind electric Generators installed at Location No. 2 Hill 'A' @ Rs. 2.87 per unit w.e.f. 01.08.2006 under section 86(b) and (e) of Electricity Act 2003.

3. Petitioner is owner of the Wind Electricity Generator (WEG) of 225/40 kW rating at location No. 2 in the windfarm at Jamgodrani, Dist. Dewas which is in operation w.e.f. 26/09/1995.

4. Subsequently, Petitioner is now selling electricity from its WEGs of w.e.f. 01/08/2001 in pursuance of Commission's order dated 21/01/2004. The Supplementary PPA is for a period of five years commencing from 01/08/2001 to 31/07/2006. The petitioner proposed to continue to sell electricity from his WEG to MPSEB/MPPKVVCL after expiry of the period of PPA mentioned above w.e.f. 01/08/2006 for the balance period of the plant life. Therefore the petitioner submitted to the Commission to grant permission to the petitioner to sell electricity @ Rs. 2.87/unit from his WEG w.e.f. 01/08/2006 onwards.

5. During the course of hearing the respondent submits in its reply that the agreement commenced on 26.09.1995 is valid for a period of 12 years and shall expire on 30.09.2007. It is prayed by the respondent that Commission, may grant the permission for sale of Electricity generated from petitioner's WEG's to MPSEB w.e.f. 01.08.2006 @ Rs. 2.25 per unit for the balance period of initial power purchase agreement dated 25.09.1995 which will expire on 25.09.2007. The sale of power by the petitioner to the Respondent, beyond 30.09.2007 may be decided later on.

6. During the course of hearing, in response to enquiry made by the Commission, representatives of the respondent submits that they have no difficulty in buying electricity except the request that the rate presently paid to the Generator Company be allowed to continue till the expiry of the original agreement. The Commission does not agree with the request of the West Discom regarding making Trading Company as a party became onus of purchasing 0.5% power of the total requirement from WEG is on Distribution Company itself.

7. Having considered the facts and circumstances of the case, Commission grants permission to the petitioner for sale of electricity generated from its WEGs aforesaid to the MPSEB w.e.f. 01.08.2006 for five years. The rate for sale of wind energy shall be charged from the respondent by the petitioner @ Rs. 2.25 per unit for the balance period of initial power purchase agreement, which will expire on 25.09.2007 and thereafter on execution of new agreement the rate for sale of wind energy shall be charged as per the order of the Commission dated 01.03.06 i.e. @. Rs. 2.87 per unit. The above permission is subject to the following other conditions:-

- i) The technical and other commercial matters should be settled between the respondent and the petitioner.
- ii) The supply and sale of power shall be governed by the policy of the State Government and other provisions of law to be made applicable from time to time and

also as per terms and conditions of the PPA executed by the petitioner with the respondent.

iii) The petitioner shall comply with the provisions of the Madhya Pradesh Vidyut Sudhar Adhiniyam 2000, Electricity Act 2003 and other laws applicable, the Regulation of the Commission, Technical Codes, Standards of Performance or any other guidelines issued by the Commission from time to time.

iv) The petitioner shall furnish to the Commission such information required for the purpose of the discharge of the functions of the Commission, as the Commission may require from time to time.

v) The Commission shall be entitled to impose any other conditions as the Commission considers appropriate from time to time, including the terms of revocation or modification of the approval.

8. With the above directions, the Commission decides to close the case.

Ordered accordingly.

**(D.Roybardhan)**  
**Member (Engg.)**

**(P.K.Mehrotra)**  
**Chairman**