



Madhya Pradesh Electricity Regulatory Commission

5th Floor, Metro Plaza, Arera Colony, Bittan Market, Bhopal 462 016

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Petition No. 11 of 2006

M.P. ELECTRICITY REGULATORY COMMISSION

BHOPAL

SUB: IN THE MATTER OF ESTABLISHMENT OF WIND ELECTRIC GENERATORS (WEG) UPTO 4.50 MW CAPACITY 'NEPC' MAKE IN DISTT. RATLAM (M.P.).

M/s. Writers & Publishers Ltd.,
Petitioner
6, Dwarka Sadan, Press Complex
Zone-I, M.P. Nagar, Bhopal

V/s
The CMD, M.P. Paschim Kshetra Vidyut Vitaran Co. Ltd.,
Respondent No. 1
Indore
The CMD, M.P. Madhya Kshetra Vidyut Vitaran Co. Ltd.,
Respondent No. 2
Bhopal.
The CMD, M.P. Power Transmission Co. Ltd.,
Respondent No. 3
Jabalpur.

ORDER

(As passed on this day of 9th May 2006)

Shri Anoop Kumar Sharma, Advocate appears on behalf of the Petitioner.

Shri V.K. Pandya, S.E. (PS), O/o CE (PS), MPPTCL and Shri N. Chakravarti O/o CMD (CZ), MP Madhya Kshetra Vidyut Vitaran Co. Ltd., Bhopal appear on behalf of the Respondent.

2. Petition is in the matter of establishment of Wind Electric Generators (WEG) upto 4.50 MW capacity 'NEPC' make in Distt. Ratlam (M.P.)

3. During the course of last hearing Commission directed the Petitioner to sit with a person having technical knowledge to answer the necessary questions of the Respondent. The Commission also directed the petitioner to give the full details of scheme of wheeling and single line diagram by the next date of hearing and give further details about the Income-tax Return of six units along with the details of proprietary interest and control of each captive user over the proposed WEG.

4. Petitioner does not submit the reply but during the course of hearing today the petitioner confirms to the Commission that 100% proprietary interest and control of the captive users over the proposed generating plant lies with the petitioner and the petitioner have also conveyed their acceptance of same to the Respondents. Petitioner confirms that the generating company is M/s. Writers and Publishers Ltd.

5. Commission heard the petitioner. Commission states that if the petitioner is the 100% owner of M/s. Writers and Publishers Ltd. only then it is entitled to use power for its captive purpose but will have to use at least 51% of the total power generated in such plant. The remaining 49% can be used for third party sale.

6. Having considered the facts and circumstances of the petition, Commission observes that as the petitioner is the sole owner of the captive plant, the other so called units will be treated as third parties and purchased power generated from such captive plant have to pay the wheeling charges and surcharge as determined by the Commission under the provision of section 42(4) of the Electricity Act 2003. Commission directs the Respondent to check the ownership of the petitioner. Commission also directs the purchasers to submit separate applications requesting purchase of remaining 49% power as third party.

With the direction aforesaid, case is disposed off.

Sd/-
(D.Roybardhan)
(P.K.Mehrotra)
Member (Engg.)

Sd/-
Chairman