

**Sub: In the matter of application for obtaining Distribution Licence**

**ORDER**

**(Date of hearing: 21<sup>st</sup> July, 2015)**

**(Date of order: 22<sup>nd</sup> July, 2015)**

M/s CLC Textile Park Pvt. Ltd. - Applicant  
25/694, Sankar Nagar,  
Bhopal-Nagpur Highway,  
P.O. - Pandhurna,  
District Chhindwara

Shri P.K.Sharma, G.M. of the company appeared on behalf of the petitioner.

2. The applicant, M/s CLC Textile Park Pvt. Ltd. had filed an application for grant of a Distribution Licence for supply of electricity generated from its 10 MW captive thermal power plant to the textile units/industrial cluster in Pandhurna covering an area of 0.342 Sq. Km. The applicant deposited the non refundable fee on 23.07.2012 as required by the State Government notification no. F.2-4-2012-XIII dated 07.06.2012. On scrutiny of the application, the Commission noted that the application was not filed in accordance with the MPERC (Procedure of application for licence) Regulations, 2004 and also not submitted the additional information/documents as required under “The Distribution of Electricity Licence (Additional Requirements of Capital Adequacy, Credit Worthiness and Code of Conduct) Rules, 2005”.

3. By letter dated 04/12/2012, the applicant filed a revised application. The Commission found that the copies of the audited balance sheets of previous three years and requisite cash flow statement along with details regarding the eligibility criteria prescribed in the Distribution of Electricity Licence (Additional Requirements of Capital Adequacy, Credit Worthiness and Code of Conduct) Rules, 2005 were not submitted. The Commission from time to time directed the petitioner to furnish the aforesaid information. By letter no. 978 dated 04.06.2015, a final notice was served to the applicant giving him the last opportunity to furnish necessary information. In response, the petitioner submitted some of the documents. The case was listed for motion hearing on 21.07.2015.

4. During the motion hearing on 21.07.2015, the petitioner reiterated the contents of the petition and submitted that the licence is required for distribution of power to an industrial cluster

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covering an area of 0.342 Sq. Km. from its 10 MW thermal power plant. During the hearing, the Commission enquired from the petitioner whether the aforesaid area fulfils the criteria of minimum area of supply for granting a distribution licence as stipulated in “The Distribution of Electricity Licence (Additional Requirements of Capital Adequacy, Creditworthiness and Code of Conduct) Rules, 2005”. The petitioner admitted that the proposed area does not fulfil the requirement of minimum area for grant of distribution licence.

5. Having heard the petitioner, the Commission is of the view that the petitioner could not fulfil the basic requirement of minimum area of supply as prescribed under “The Distribution of Electricity Licence (Additional Requirements of Capital Adequacy, Creditworthiness and Code of Conduct) Rules, 2005”. The Commission, therefore, decides to reject the aforesaid application for granting distribution licence.

6. In view of the above, the petition no. 60 of 2012 stands disposed of.

Ordered accordingly.

**(Alok Gupta)**  
Member

**(A.B.Bajpai)**  
Member

**(Dr. Dev Raj Birdi)**  
Chairman