



Madhya Pradesh Electricity Regulatory Commission

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

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Petition No. 41 of 2006

SUB: IN THE MATTER OF SETTING UP OF 3RD CAPTIVE THERMAL POWER PLANT OF 38.5 MW BY JAIPRAKASH ASSOCIATES LTD. AND CONSEQUENT RESCHEDULING OF POWER SUPPLY AND OTHER ARRANGEMENT WITH THE AREA DISCOM.

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M/s. Jai Prakash Associates Ltd., Jaypee Nagar, Rewa	-	Petitioner
V/s		
M.P. Poorva Kshetra Vidyut Vitaran Co. Ltd., Jabalpur	-	Respondent No. 1
M.P. Power Transmission Co. Ltd., Jabalpur	-	Respondent No. 2

ORDER

(Passed on this day 12th July, 2006)

Shri P.L. Nene, Consultant and Shri Ajay Tiwari appear on behalf of the Petitioner.
Shri O.S. Parihar, SE appears on behalf of M.P. Poorva Kshetra Vidyut Vitaran Co. Ltd.
Shri V.K. Pandya, SE (PS) O/o CE (Power System) appears on behalf of the MP. Power Transmission Co. Ltd.

2. Petitioner has submitted that at present J.P. Rewa plant has a contract demand of 18 MVA while J.P. Bela plant has a contract demand of 15 MVA. In order to ensure uninterrupted quality power two separate Captive Thermal Power Plants of a capacity of 25MW each have been installed and surplus power is also being supplied to MPSEB. Another captive thermal power plant at 38.5 MW capacity has been installed at Jaypee Rewa Plant and therefore supply from MPSEB is proposed to be got permanently disconnected from 1st August 2006, in view of which contract demand at Jaypee Rewa Plant is proposed to be reduced from 15 MVA to 5 MVA. As a special dispensation, on account of installing 3rd Thermal Power Plant of 38.5MW, Petitioner requests reduction in contract demand of Jaypee Bela Plant from 15 MVA to 5 MVA be allowed w.e.f. 01/08/2006.

3. Petitioner further submits that it is also proposed to supply power to the extent of 5 MW from Jaypee Rewa Plant to its Cement Grinding Plants at Tanda and Allahabad in Uttar Pradesh and therefore prays to the Commission to grant permission under Open Access Regulations to supply the power. Petitioner further prays to the Commission to allow permanent disconnection of the Boards supply at Jaypee Rewa Plant w.e.f. 01/08/2006 and to direct Respondent to restrain from removing the 132 KV line laid from JRP.

4. Respondent No. 1 submitted reply stating that the Petitioner should produce necessary title deeds to show the ownership of the plants at Tanda and Allahabad and moreover as it is proposed to wheel the power from Madhya Pradesh to Uttar Pradesh it is a matter of Inter-State transmission and Open Access and is in the jurisdiction of the Central Transmission Utility and CERC. Respondent No. 1 further submits that Petitioner on one hand is terminating the HT supply contract with the Respondent and on the other hand is asking to maintain supply arrangement for existing HT supply which is not allowed because maintaining the transmission arrangement without any supply will cause technical and financial losses to the Respondent if the line is kept idle.

5. Respondent No. 2 submits that CERC has laid down the procedure for open access in inter state transmission and therefore Commission has no jurisdiction to entertain the same.

6. Commission heard both the parties. Going through the petition, Commission observed that petitioner has included a number of issues in this petition. Having heard the arguments of the petitioner, Commission is of the view that matter of permanent disconnection is related to the Discom. Petitioner has to apply to the concerned Discom for the same. So far as the request of the petitioner, is concerned for permission of open access for supply of 5 MW power from its captive power plant at JRP to Cement Grinding unit in Uttar Pradesh, Petitioner should apply to the concerned Officer of the State where power is to be used with full details as per the provision of the Regulations. Petitioner may apply to the Discom requesting not to dismantle the existing 132 KV service line until the issue of availing of standby power is settled. Commission further directed the

Distribution licensee to consider the request of reduction in contract demand as per Regulations.
With the direction as aforesaid, the Commission decides to close the case.

Ordered accordingly.

Sd/-

(D.Roybardhan)
Member (Engg.)

Sd/-

(P.K.Mehrotra)
Chairman