

**MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION  
BHOPAL**

**Sub: In the matter of Petition filed under Section, 14, 15 And 86(1)(d) of the Electricity Act, 2003 read with MPERC (Procedure of Application for License) Regulations, 2004, with respect to Grant of Transmission License to M.P. Power Transmission Package-I Limited.**

**Petition No. 02 of 2023**

**Final Order**

(Hearing through video conferencing)

(Date of Hearing: 9<sup>th</sup> May 2023)

(Date of Order: 27<sup>th</sup> Sep 2023)

**M.P. Power Transmission Package – I Limited.,** - **Petitioner**  
2<sup>nd</sup> Floor, Niryat Bhawan, Rao Tularam Marg  
Vasant Vihar, Opposite Army Hospital & Referral,  
New Delhi – 110057, INDIA

Vs.

1. **Managing Director,**  
**M.P. Power Management Company Limited,**  
Block No-15, Shakti Bhawan, Vidyut Nagar  
Rampur, Jabalpur – 482008
2. **Managing Director,**  
**M.P. Power Transmission Company Limited,**  
Shakti Bhawan, Vidyut Nagar  
Rampur, Jabalpur – 482008
3. **Chief Executive Officer**  
**REC Power Development and Consultancy Limited**  
(Formerly REC Power Distribution Company Limited)  
(A wholly owned subsidiary of REC Limited)  
REC Corporate Head Quarter, D Block,  
Plot No. I-4, Sec-29 Gurugram – 122001

- **Respondent(s)**

Shri Yogesh Bhatnagar, Advocate, appeared on behalf of the Petitioner.

Shri Manoj Dubey, Advocate, appeared on behalf of Respondent no. 1.

Shri Debashish Chakravarty, appeared on behalf of Respondent no. 2.

Shri P. S. Hariharan, appeared on behalf of Respondent no. 3.

1. The petition has been filed by M.P. Power Transmission Package – I Limited for grant of Transmission License under the provision of Sections 14, 15 and 86 (1) (d) of the Electricity Act, 2003 read with MPERC (Procedure of Application for License) Regulations, 2004.
2. In the subject petition, the Petitioner has broadly submitted as under;
  - i. *That the instant application is being preferred by M. P. Power Transmission Package - I Limited under Sections 14, 15 and 86 (1) (d) of the Electricity Act, 2003 read with Madhya Pradesh Electricity Regulatory Commission (Procedure of Application for License) Regulation, 2004 hereinafter referred to as ("Transmission License Regulations"), seeking grant of Transmission License.*

- ii. That the said Transmission License would categorically allow the Applicant/Petitioner to establish and maintain transmission system for "**Development of intra-state transmission work in M. P. through Tariff Based Competitive Bidding: Package- I**" on build, own, operate and transfer basis (hereinafter referred to as "**the Project**") for the elements as under:

**Name of the Scheme:** "Development of Intra-State Transmission work in M.P. through Tariff Based Competitive Bidding: Package - I"

**Work Covered under the Scheme:**

<b>S.N.</b>	<b>Name of the Transmission Element</b>
<b>1</b>	<b>400/220/132/33 kV GIS Substation at Mandideep (District-Raisen)</b>
i	Construction of 400/220/132/33 kV GIS substation at Mandideep
ii	LILO of both circuit of Itarasi (PGCIL)-Bhopal 400 kV line (on Twin Moose) at Mandideep GIS 400 kV S/S
iii	LILO of both circuits of Hoshangabad-Mandideep-Adampur 220kV line at Mandideep GIS 400 kV S/S a. LILO of Hoshangabad—Adampur 220 kV line at Mandideep GIS 400 kV S/S. b. LILO of Mandideep —Bhopal 220kV line at Mandideep GIS 400 Kv S/S.
iv	LILO of Mandideep 132- Bagroda 132 kV line at Mandideep GIS 400 kV S/S
v	LILO of Mandideep 220-MACT Bhopal 132 kV line at Mandideep GIS 400 kV S/S
<b>2</b>	<b>220/132/33 kV substation at Bisonikala (District-Hoshangabad)</b>
i	Construction of 220/132/33 kV substation at Bisonikala
ii	LILO of both circuits of Satpura-Itarsi-Handiya 220kV line At Bisonikala 220 kV S/S.
iii	LILO of Seoni Malwa-Harda 132 kV S/c line at Bisonikala 220 kV S/S.
<b>3</b>	<b>220/132/33 kV Substation at Khargone (District-Khargone)</b>
i	Construction of 220/132/33 kV substation at Khargone
ii	LILO of both circuits of Chhegaon- Nimrani 220 kV line at Khargone 220 kV S/s
iii	LILO of Khargone – Julwaniya (Talakupura) 132kV line at Khargone 220kV S/s
iv	LILO of Bhikangaon -Bistan132 kV line at Khargone 220 kV S/s

<b>4</b>	<b><i>132/33 kV substation at Sodalpur (District-Harda)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Sodalpur</i>
<i>ii</i>	<i>Bisonikala–Sodalpur-Sultanpur 132 kV DCSS line.</i>
<b>5</b>	<b><i>132/33 kV substation at Jawarjod (District-Sehore)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Jawarjod</i>
<i>ii</i>	<i>LILO of Ashta –Sonkatch 132 kV S/C line at Jawarjod 132 kV S/S.</i>
<b>6</b>	<b><i>132/33 kV substation at Pathari (District-Raisen)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Pathari</i>
<i>ii</i>	<i>Gairatganj-Pathari 132 kV DCDS line</i>
<b>7</b>	<b><i>132/33 kV substation at Badi (District-Raisen)</i></b>
<i>i</i>	<i>Construction of 132/33kV substation at Badi</i>
<i>ii</i>	<i>Bareli-Badi-Shahganj 132 kV DCSS line</i>
<b>8</b>	<b><i>132/33 kV substation at Semrahat (District-Guna)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Semrahat</i>
<i>ii</i>	<i>Ashoknagar-Semrahat-Aron 132 kV DCSS line</i>
<b>9</b>	<b><i>132/33 kV GIS substation at HOD Bhopal (District-Bhopal)</i></b>
<i>i</i>	<i>Construction of 132/33 kV GIS Substation at HOD Bhopal</i>
<i>ii</i>	<i>Mugaliya Chhap-HOD Bhopal 132 kV DCDS line (with Monopole Towers)</i>
<b>10</b>	<b><i>220/33 kV substation at Shahpur (District-Betul)</i></b>
<i>i</i>	<i>Construction of 220/33 kV substation at Shahpur</i>
<i>ii</i>	<i>LILO one circuit of Satpura TPS-Itarsi 220 kV line at Shahpur 220/33 kV S/s</i>
<b>11</b>	<b><i>132/33 kV substation at Chhapiheda (District-Rajgarh)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Chhapiheda</i>
<i>ii</i>	<i>Khujner-Chhapiheda-Nalkheda 132 kV DCSS line</i>
<b>12</b>	<b><i>132/33 kV substation Bhatpachlana (District-Ujjain)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation Bhatpachlana</i>
<i>ii</i>	<i>LILO of Badnagar-Orange Berchha 132 kV DCSS line at Bhatpachlana 132 kV S/s (on Multi Circuit tower or separate double circuit towers)</i>
<b>13</b>	<b><i>132/33 kV substation at Dhodhar (District-Ratlam)</i></b>
<i>i</i>	<i>Construction of 132/33 kV substation at Dhodhar</i>
<i>ii</i>	<i>LILO of Jaora -Daloda 132 kV line at Dhodhar 132 kV S/s</i>
<b>14</b>	<b><i>132/33 kV substation at Pipalgaon (District-Khargone)</i></b>

i	Construction of 132/33 kV substation at Pipalgaon
ii	Kasrawad –Pipalgaon 132 kV DCDS line
<b>15</b>	<b>132/33 kV substation at Ambaja (District-Alirajpur)</b>
i	Construction of 132/33 kV substation at Ambaja
ii	LILO of Barwani–Kukshi 132kV line at Ambaja 132 kV S/s
<b>16</b>	<b>132/33 kV substation at Choubara Dheera (District-Dewas)</b>
i	Construction of 132/33 kV substation at Choubara Dheera
ii	Sonkatch-Choubara Dheera 132 kV DCSS line
<b>17</b>	<b>132/33 kV GIS substation at Pithampur Sector-III (District-Dhar)</b>
i	Construction of 132/33 kV GIS substation at Pithampur Sector-III
ii	Pithampur 220-Pithampur Sector-III 132 kV DCDS line
<b>18</b>	<b>System Strengthening Works</b>
i	Bahadurpur –Badgaon 132 kV DCSS line

*In the above context, it is most respectfully submitted that the Government of Madhya Pradesh, vide its Gazette Notification No. F-3/02/2020/13 dated 08.05.2020, notified REC Transmission Projects Company Limited to be the Bid Process Coordinator (hereinafter referred to as the "BPC") for the purpose of selection of Bidder as Transmission Service Provider (hereinafter referred to as the "TSP") for "Development of intra - state Transmission work in M. P. through Tariff Based Competitive Bidding: Package - I".*

- iii. *That, subsequently, the BPC, on 04.08.2020, incorporated MP Power Transmission Package - I Limited under the Companies Act 2013, as its 100% wholly owned subsidiary to initiate the activities qua execution of the Project, and subsequently to act as Transmission Service Provider (TSP) after being acquired by the successful bidder selected through Tariff Based Competitive Bidding process.*
- iv. *It is respectfully submitted that the said BPC invited all prospective Bidders through Standard Single Stage Request for Proposal (hereinafter referred to as "RFP") Document as part of the process for selection of Transmission Service Provider (TSP). The said TBCB process was to be conducted in accordance with the "Tariff Based Competitive Bidding Guidelines for Transmission Service" and "Guidelines for Encouraging Competition in Development of Transmission Projects" issued by Government of India, Ministry of Power under Section-63 of the EA.2003 and as amended. In this regard, the responsibility of the TSP was to establish the Transmission System, viz., "Development of intra - state Transmission work in M. P. through Tariff Based Competitive Bidding: Package - I" on build, own, operate & transfer basis.*
- v. *Further, the Petitioner i.e. Megha Engineering & Infrastructures Limited qualified as a participant for the RFP process, as communicated by the BPC vide letter dated*

- 25/05/2022 to participate in next stage of bidding. Furthermore, BPC communicated vide its Letter dated 22/11/2022 that the offer received from Megha Engineering & Infrastructures Limited., was accepted and declared as a successful Bidder.
- vi. That, pursuant to the process of competitive bidding conducted by the BPC, Petitioner i.e. M/s. Megha Engineering & Infrastructures Limited has been declared as the successful bidder, and accordingly, the BPC, on 29.11.2022, issued a Letter of Intent (hereinafter referred to as "Lol") in favour of M/s Megha Engineering & Infrastructures Limited.
  - vii. It is further submitted that accordance with the Lol, Megha Engineering & Infrastructures Limited on 19.01.2023 furnished a Contract Performance Guarantee (herein after referred as 'PG') for an aggregate value of Rs.28.90 Crores separately in favour of Long-Term Transmission Customers listed out of the RFP documents and as per the provisions of Clause 2.21 of the RFP documents.
  - viii. That the M/s Megha Engineering & Infrastructures Limited acquired M.P. Power Transmission Package-I Limited/ Applicant on 21.01.2023 after execution of the Share Purchase Agreement (In short 'SPA') and has completed all procedural requirements as contemplated in the bid documents.
  - ix. That in terms of the aforesaid SPA, the Applicant is now a 100% wholly owned subsidiary of Ms Megha Engineering & Infrastructures Limited, who has been selected as the successful bidder on the basis of the Tariff Based Competitive Bidding as per the Tariff Based Bidding Guidelines for Transmission Service issued by the Government of India, Ministry of Power and thus eligible for issuance of transmission license.
  - x. Thereafter, the M.P. Power Management Company Limited (MPPMCL) on behalf of M.P. Poorv Kshetra Vidyut Vitran Company Limited, M.P. Madhya Kshetra Vidyut Vitran Company Limited, M.P. Paschim Kshetra Vidyut Vitran Company Limited and M.P. Power Transmission Package-I Limited, entered into a Transmission Service Agreement (hereinafter referred to as the "TSA") dated 21.01.2023 with the identified Long Term Transmission Customers.
  - xi. In view of the above, it is submitted that Section 14 of the EA, 2003 provides that the Appropriate Commission may, on an application made under Section 15 of the said Act, grant license to any person to permit transmission of electricity as a transmission licensee, in any area as may be specified in the License. The aforesaid provisions are set out herein below for the ready reference of this Hon'ble Commission. Further, the word 'person' has been defined in Section 2(49) of the EA, 2003 to include any company or body corporate or association or body of individuals, whether incorporated or not, or artificial juridical person. Therefore, the Applicant, in accordance with the TSA dated 21.01.2023 and as per the principle enshrined under Section 14 of the said Act, is filing the present Application inter-alia seeking grant of Transmission License for the Project as explained hereinabove.
  - xii. It is submitted that Section 15(1) of the EA, 2003 provides that every application under Section 14 of the said Act shall be made in such manner and in such form as may be specified by the Appropriate Commission and shall be accompanied with such fees as may be prescribed. In furtherance to the above, the grant of transmission license is a

*condition under Transmission Service Agreement and is also a requirement in law without which the Applicant cannot proceed with the establishment of the Transmission System.*

*xiii. In this regard, reference is made to Regulations 1.5 and 1.8 of the Transmission License Regulations which are set out herein below:*

***“Application for license:***

*1.5 Any person desirous of engaging in the State of Madhya Pradesh in the business of transmission or distribution or trading of electricity shall apply to the Commission for the grant of appropriate license by the Commission in such form as specified under clause 1.8 (a) to (h) of these Regulations and accompanied by documentary evidence of having paid such fees as may be prescribed for the purpose under section 180 (2) (a) of Electricity Act 2003.*

*1.8 Every application for license and the supporting documents shall be signed by or on behalf of the applicant and addressed to Secretary or such Officer as the Commission may designate in this behalf and shall be accompanied by*

- a) six copies, or such number of copies as the Commission may direct, of the pro-forma containing the terms and conditions which the applicant desires to be included in the License with the name and address of the applicant and of his agent (if any) printed on the cover page of the pro-forma;*
- b) six copies or such number of copies as the Commission may direct, each signed by the applicant, of maps of the proposed area of transmission or supply on such scale as may be approved specified by the Commission;*
- c) a statement describing any lands or assets, which the applicant proposes to acquire for the purpose of the license and the means of such acquisition;*
- d) a copy of the business plan, with a statement of the capital proposed to be expended in connection with the licensee, the means of financing for such capital expenditure, the resultant efficiency improvements and such other particulars as the Commission may require;*
- e) a copy of Memorandum and Articles of Association in the case of a company or the incorporation or registration documents in the case of other legal entities;*
- f) Annual Accounts or other similar documents as may be required;*
- g) a receipt in acknowledgement of payment of the fee;*
- h) formats (I) to (VIII) enclosed with these regulations are applicable as below: -*

*formats (I) and (III) are commonly applicable to all applicants.*

- i. formats (II),(IV) and (V) are applicable to proposed Distribution Licensee;*
- ii. formats (VI) and (VII) are applicable to proposed Transmission Licensee.*

*From a perusal of the aforesaid Regulations, it can be seen that any person desirous of engaging in the State of Madhya Pradesh in the business of transmission shall apply to this Hon'ble Commission, for grant of transmission license in such form as specified under Regulation 1.8 (a) to (h).*

*xiv. In compliance of the aforesaid Regulation 1.8 of the aforesaid Transmission License Regulations, the Applicant submits as under:*

- a. As per Regulation 1.8 (a), the Applicant has to submit six copies, or such number of copies as the Commission may direct, of the pro-forma containing the terms and conditions which the applicant desires to be included in the License with the name and address of the applicant and of his agent (if any) printed on the cover page of the pro-forma. The above mandates that the Applicant is duly complying by way of the present Application, with the mandate of the aforesaid provisions. Accordingly, the duly filled pro-forma with the information to be incorporated under Regulation 1.9 of the License Application Regulations, 2004 is enclosed.*
- b. As per Regulation 1.8(b), the Applicant is required to submit six copies or such number of copies as the Hon'ble Commission may direct, each signed by the applicant, of maps of the proposed area of transmission or supply on such scale as may be approved/specified by the Commission. The same is also being complied herein.*
- c. As per Regulation 1.8(c), the Applicant is required to furnish a statement describing any lands or assets, which the applicant proposes to acquire for the purpose of the license and the means of such acquisition, and accordingly, the same is also furnished along with the present application.*
- d. As per Regulation 1.8(d), a copy of the business plan, with a statement of the capital proposed to be expended in connection with the licensee, the means of financing for such capital expenditure, the resultant efficiency improvements and such other particulars as the Commission may require, is to be submitted by the Applicant. The business plan to be implemented as per TSA.*
- e. As per Regulation 1.8(e), a copy of Memorandum and Articles of Association in the case of a company or the incorporation or registration documents in the case of other legal entities, has to be submitted by the Applicant. The same is also been annexed herewith along with the present application.*
- f. As per Regulation 1.8(f), the Annual Accounts or other similar documents as may be required are also to be submitted, and accordingly, the Applicant is also annexing the said documents. The business plan to be implemented as per TSA.*

*xv. In addition to the abovementioned requirements, the Applicant is required to furnish information as required in Format I, II, VI & VII of License Application Regulations, 2004.*

- xvi. *It is further submitted that the Applicant is also submitting /furnishing a copy of the instant Application to State Transmission Utility, as required under Section 15 (3) of the Act and Regulation 1.21 of Transmission License Regulations for the recommendation, if any, in accordance with Section 15 (4) of Act simultaneously along with submission of this Application to Hon'ble Commission.*
- xvii. *Therefore, keeping in view the above, the Applicant has fulfilled all the procedural aspects as prescribed under the Transmission License Regulations and also the statutory mandate envisaged under the EA, 2003. As such, this Hon'ble Commission is requested to grant the prayers as prayed for herein under.*
- xviii. *The Applicant shall also comply with all the other requirements as provided in the Regulation 1.8 to 1.21 of License Application Regulations, 2004 , including publication of notices in newspapers, service on the beneficiaries of the Applicant's Transmission System. Further, the Applicant shall place the compliance report on record before the Hon'ble Commission.*
- xix. *That present Application is bonafide and made in the interest of justice. Further, the Applicant craves leave to furnish any other information/ documents which may be required by this Hon'ble Commission, at a later stage, in the interest of justice.*
- c. *With the above-mentioned submissions, Petitioner made following prayers to the Commission:*
- a. *To issue the Transmission License to the Applicant for establishing, operating and maintaining the Transmission System in terms of the Transmission Service Agreement dated 21.01.2023, as detailed in the present Application;*
- b. *To condone any inadvertent errors, omissions / short comings, if any, and accordingly, permit the Applicant to add/ change/modify/alter these filings and make further submissions as may be required at a future date; and;*
- c. *To pass any such other order/ orders, as may be deemed fit and proper in the facts and circumstances of the case.*
3. During motion hearing held on 21.02.23, Petitioner informed that they could not file required documents as per regulation 1.8 of the MPERC (Procedure of Application for License) Regulation, 2004 for which 10 days' time was requested. Commission granted 10 days' time to Petitioner for submission of complete license application accompanied with all the documents & formats required under regulation 1.8 of MPERC (Procedure of Application for License) Regulation, 2004. Case was listed thereafter for motion hearing on 7<sup>th</sup> March 2023.
4. Petitioner accordingly submitted following additional documents on 01.03.2023 and 06.03.2023: -



- a. Maps of the proposed area of transmission.*
  - b. Statement described land/assets acquire for the purpose of licensure, Format of form no. I, III, VI & VII.*
  - c. Annual accounts as per clause 1.8 (h) of Electricity Regulation 2004.*
  - d. Format of form no. I, III, VI & VII as per clause 1.8 (h) of Electricity Regulation 2004.*
  - e. Notice published in the newspaper*
  - f. Covering letter for service of advance copy of petition served to the respondents.*
  - g. Copy of letter along with postal receipt issued application for seeking NOC (No Objection Certificate) from local administration.*
  - h. Copy of business plan as per clause 1.8 (d) of Electricity Regulation 2004.*
  - a. Copy of the Authority letter dated 25.02.2023.*
5. Dring hearing held on 07.03.2023, petition was admitted, and the Petitioner was directed to serve copy of petition to respondents within a week. The respondents were directed to submit reply on the petition within 15 days with a copy to Petitioner and Petitioner may file rejoinder in 15 days thereafter. The Petitioner was also directed to submit following information within 2 weeks' time: -
  - a. No objection certificate from the Central Government in compliance of provisions under Section 15(2) of the Electricity Act, 2003.
  - b. Details of publication of notice under Section 15(2) of the Electricity Act, 2003 and objections received thereon, if any.

Case was listed thereafter for hearing on 11<sup>th</sup> April 2023.

6. Through affidavit dated 14.03.2023 and 31.03.2023, Petitioner submitted compliance to the daily order dated 07.03.2023 as under: -
  - i. That the area which are to be covered under the license do not fall under any of the establishments mentioned in Section 15(2) (ii) of Electricity Act 2003.*
  - ii. That the Petitioner in consonance to the Section 15(2) duly issued letter dated 01.03.2023 to Webmaster, Indian Army and The Airport Authority of India for NOC.*
  - iii. That The Petitioner as per sub-section 2 of section 15 of the Electricity Act, 2003 and Regulation 1.15 of the MPERC Regulations, 2004 has published public notice dated 25.02.2023 in both English & Hindi newspapers and within 30 days from the date of publication no objection has been received by the Petitioner from the General public.*
7. During hearing held on 11.04.2023, Petitioner and Respondents made their submissions as under: -
  - i. Petitioner stated that they have submitted compliance of daily order dated 07.03.2023 of Commission through affidavit dated 31.03.2023. Notice was published on

25.02.2023 as required under section 15(2) of the Electricity Act, 2003 and no objections were received. Further, they have written letter to Webmaster, Indian Army and Airport Authority, Government of India for NOC as required under section 15(2)(ii) of the Electricity Act, 2003.

ii. Respondent no.1 stated that they do not wish to file any written reply and that they have no objections to the issue of license to the Petitioner as per rules and regulations.

iii. Respondent no. 2 through letter dated 20.03.2023 has submitted that they have no objections in grant of transmission license to Petitioner.

iv. Respondent no. 3 also stated that they have no objections in grant of transmission license to Petitioner.

8. The Commission observed that section 15(5) of the Electricity Act, 2003 stipulates as under:-

15 (5) Before granting a licence under section 14, the Appropriate Commission shall -

- i. publish a notice in two such daily newspapers, as that Commission may consider necessary, stating the name and address of the person to whom it proposes to issue the licence;
- ii. consider all suggestions or objections and the recommendations, if any, of the Central Transmission Utility or State Transmission Utility, as the case may be.

Further , regulation 1.25 of the MPERC (Procedure of Application for License) Regulations, 2004 provides that the Commission shall also publish a notice in two such daily newspapers, as the Commission may consider necessary, stating the name and address of the person to whom it proposes to issue the License. In view of the provisions of section 15(5)(a) of the Electricity Act, 2003 and regulation 1.25 of the MPERC (Procedure of Application for License) Regulations, 2004, Commission Secretary was directed vide daily order dated 11.04.2023 to publish notice in daily newspapers after which case shall be fixed for public hearing.

9. In compliance of daily order dated 11.04.2023, public notice was published on 13.04.23 and uploaded on website of Commission and same was also published in 2 daily newspapers namely Patrika, Bhopal and Times of India, Indore for comments/ suggestions/ objections on the petition within 21 days. Public hearing was scheduled thereafter on 09.05.2023.

10. Commission noted that no comments/ suggestions/ objections were received on public notice dated 25.02.2023 issued by the Petitioner and public notice dated 13.04.2023 issued by the Commission till the last date of submission. The Commission also noted that during the public hearing held on 09.05.2023, none was present except Petitioner and Respondents. Vide daily order dated 09.05.23, case was reserved for orders.

11. During scrutiny of the submissions made by Petitioner and Respondents, Commission noted that at Sr. No. 14(ii) under clause 1.2 of Section-1 in the RfP document dated 31.12.2021 and

under item 14(ii) of Schedule:1 of TSA signed between MPPTPL-1 and MP Power Management Company Limited on 21.01.2023, work of “Kasrawad-Pipalgaon 132 kV DCDS line” has been mentioned. However, in notification no. F-3/02/2020/13 dated 13.04.2020 of Energy Department, Government of MP for appointment of Bid Process Coordinator (BPC) as well as in order no. F-3/02/2020/13 dated 13.01.2023 of Energy Department, Government of MP for according permission under section 68 of the Electricity Act, 2003, the same work has been mentioned as ‘Kasrawad-Pipalgaon 132 kV DCSS line’.

12. Due to above mentioned inconsistency between the bid document/ TSA and notification/ order of Energy Department, Commission had decided to keep the matter in abeyance. Respondent no. 1 was directed to get clarification in the matter from the State Government and submit the same to the Commission.
13. Commission has noted that the Energy Department, Government of MP vide its corrigendum No. F-3-02/2020/13 dated 20.09.2023 and No. F-3-02/2020/13 dated 22.09.2023 has corrected the above-mentioned discrepancy in its notification no. F-3/02/2020/13 dated 13.04.2020 published earlier in Government Gazette on 08.05.2020 and notification no. F-3/02/2020/13 dated 13.01.2023 published earlier in Government Gazette on 20.01.2023. The scope of works mentioned in the Government notifications read with corrigendum are in line with the work mentioned in RfP document and TSA.
14. On examination of the documents placed on record with this petition and affidavits submitted during proceedings and also the corrigendum issued by Energy Department, Government of MP as mentioned in Para 13 above, the Commission is of the view that the conditions laid down under Section 14, 15, 86(1)(d) of the Electricity Act, 2003 read with MPERC (Procedure of Application for License) Regulations, 2004 with respect to Grant of Transmission License are fulfilled by the Petitioner.
15. In view of above, the Commission decided to grant Transmission License to the Petitioner “M. P. Power Transmission Package-I Limited” to establish the Transmission System consisting of elements mentioned in para 2(ii) of this order, in accordance with the provisions of sections 14 & 15 of the Electricity Act, 2003 on the terms and conditions specified therein. The Commission directs the Commission Secretary to seek consent of the Petitioner on draft Transmission License in terms of the provisions under Regulations 1.29 and 1.30 of MPERC (Procedure of Application of License), Regulations, 2004.

Ordered accordingly.

**(Prashant Chaturvedi)**  
**Member**

**(Gopal Srivastava)**  
**Member (Law)**

**(S. P. S. Parihar)**  
**Chairman**