

Sub: In the matter of charging supply affording charges in the same premises where adequate system capacities existed

ORDER

(Date of hearing: 26th August,2014)

(Date of order: 30th August,2014)

M/s Nahar Spinning Mills Ltd.,
17, Shree Golden City,
Jatkhedi, Hoshangabad Road,
Bhopal

- Petitioner

M.P. Madhya Kshetra Vidyut Vitaran Co. Ltd.,
Nishtha Parisar, Govindpura,
Bhopal

- Respondent

Shri P.L.Nene, Consultant and Shri D.K.Mundra, Vice President of the company appeared on behalf of the petitioner.

Shri M.S.Atre, SE(O&M) appeared on behalf of the respondent.

2. The petitioner, M/s Nahar Spinning Mills Limited has filed this petition in the matter of charging supply affording charges in the same premises where adequate system capacities existed.

3. The petitioner has stated that :

- (a) M/s Nahar Spinning Mills Ltd. had a single EHT connection at 132 kV for 13500 kVA at Mandideep which was supplying power to M/s Nahar Spinning Mills Ltd. as well as M/s Nahar Polyfilms Ltd. till 31.05.2013.
- (b) From 01.06.2013, the connection was split into two HT connections at 132 kV. The connection of M/s Nahar Spinning Mills was for 9500 kVA and the connection of M/s Nahar Polyfilms Ltd. was for 4000 kVA. The supply affording charges @ Rs.750 per kVA for 4000 kVA charged by the petitioner was unwarranted as no expenditure was involved.
- (c) The petitioner was sanctioned additional 1000 kVA on 15.02.2014 and 2000 kVA on 07.05.2014 and supply affording charges @ Rs.750 kVA were charged every time. The charges recovered by the respondent are unfair as the system already has a capacity of 13500 kVA plus 4000 kVA. At least the charges at the time of splitting the connection ought not to have been recovered. Hence, this petition.

4. The petitioner has prayed to the Commission to direct the respondent to refund the supply affording charges recovered which were not required to be incurred by the latter.

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5. The matter was heard on 26.08.2014. Respondent made written submissions. During the hearing, the petitioner reiterated the contents of the petition and stated that while splitting the existing connection, no change in the system took place and, therefore, supply affording charges are not payable. On the other hand, the respondent stated that the contract demand of the existing connection in the name of M/s Nahar Spinning Mills Ltd. was reduced from 13500 kVA to 9500 kVA and a new HT connection for 4000 kVA was served. Accordingly, the supply affording charges for the new connection of 4000 kVA @ Rs.750 per kVA were recovered from the petitioner as per prevailing Regulations. The agreements were also executed between the respondent and the petitioner accordingly.

6. Having heard both parties and on considering the written submissions, the Commission has noted that the M.P. Electricity Supply Code, 2004 does not provide for refund of supply affording charges on reduction in contract demand. In this case, the existing EHT connection for 13500 kVA was split by reduction in the original contract demand to 9500 kVA and by providing another new connection for 4000 kVA with a separate point of supply. Also, the MPERC (Recovery of expenses and other charges for providing electric line or plant used for the purpose of giving supply) (Revision-I) Regulations, 2009 provide recovery of supply affording charges @ Rs. 750 per kVA or part thereof of contract demand for a new EHT/HT connection as well as in case of enhancement of load. In addition, the cost of infrastructure, if required, is also payable by the consumer. The Commission is, therefore, of the view that the recovery of supply affording charges by the respondent from the petitioner is in accordance with the provisions of the M.P. Electricity Supply Code, 2004 and the prevailing Regulations.

7. The petition is dismissed as it does not bear any merit.

Ordered accordingly.

Sd/-
(Alok Gupta)
Member

Sd/-
(A.B.Bajpai)
Member

Sd/-
(Rakesh Sahni)
Chairman