

Sub : In the matter of MPERC (Power Purchase and other matters with respect to conventional fuel based Captive Power Plants) (Revision – I) Regulations, 2009.

ORDER

**(Date of hearing : 8th September, 2009)
(Date of Order : 6th October, 2009)**

M/s Vardhman Fabric s - Petitioner
Village Talpura, Pili Karar,
Budhni, Dist. Sehore.

V/s

M. P. Madhya Kshetra Vidyut Vitaran Co. Ltd., - Respondent
Nishtha Parisar, Govindpura, Bhopal - 462023.

Shri D.K.Mittal appeared on behalf of the Petitioner.

Shri A.R.Verma, ASE appeared on behalf of the Respondent.

2. The petition is in the matter of MPERC (Power Purchase and other matters with respect to conventional fuel based Captive Power Plants) (Revision – I) Regulations, 2009.

3. The Commission, during the hearing on 20.08.2009 had directed the Petitioner and the Respondent to jointly discuss the issue and try to find a mutually acceptable solution and also to submit the outcome of the discussions to the Commission by 05.09.2009. The SE (Comm.), Central Discom has submitted a copy of the minutes of the meeting held on 04.09.2009 according to which, no mutually acceptable solution could be reached.

4. During the hearing today, the representative of the Petitioner submitted that the difficulty is on account of technical reasons only and therefore, made a request that –

- (a) Either the CPP holder should not be subjected to payment of fixed charges which may arise due to the above reasons, or
- (b) A 500 KVA permanent connection may be allowed to CPP holder so that the technical difficulties arising during synchronizing of CPP with grid could be overcome.

5. During the hearing, the representative of the Respondent has submitted that the difficulty pertains to commercial reasons. He has further submitted that –

- (a) The fixed charges are being levied as per prevailing regulations.
- (b) The demand for 500 KVA permanent connections to the Petitioner cannot be accepted in terms of provisions of Supply Code and Tariff Order because the Licensee can provide 5000 KVA connection at 132 kV being the minimum contract demand for 132 kV supply.

6. On hearing both the Petitioner and the Respondent, the Commission is of the view that the difficulty raised by the Petitioner appears to be genuine but expressed that the request of the Petitioner cannot be accepted as these are not within the ambit of the regulations now prevailing. The Commission however has taken note of the difficulty pointed out by the Petitioner and would keep it in view while reviewing relevant regulations.

7. With the above directions, the Petition No. 33/2009 stands disposed off.

(C.S.Sharma)
Member (Eco.)

(K.K.Garg)
Member (Engg.)

(Dr. J.L. Bose)
Chairman