

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Sub : In the matter of removal of difficulties in the fixation of Tariff and availing Open access supply under Balancing & Settlement Code for the Electric Arc Furnace.

Petition No. 87/2012

ORDER

(Date of hearing 5th February, 2013)

(Date of order 8th February, 2013)

M/s Shreeyam Power & Steel Industries Ltd., - Petitioner
Shree Mahadeo House,
10/2, South Tukoganj, Indore – 452001.

V/s

MP Paschim Kshetra Vidyut Vitaran Co. Ltd. - Respondent No.1
GPH Compound, Pologround,
Indore (MP) – 452015.

MP State Load Despatch Centre, - Respondent No.2
MP Power Transmission Co. Ltd.,
Nayagaon, Jabalpur – 482008.

Shri Navneet Zalani, MD, Shri P.L.Nene, Consultant, Shri R.C.Somani, Consultant and Shri R.S.Goyal, Consultant appeared on behalf of the petitioner.

Shri Kailash Shiva, CE, Shri Pawan Jain, EE and Shri Anant Chaure, Law Officer appeared on behalf of the respondent no.1.

Shri R.A.Sharma, SE (LD) appeared on behalf of the respondent no.2.

2. The petitioner, M/s Shreeyam Power & Steel Industries Ltd. has filed this petition in the matter of removal of difficulties in the fixation of Tariff and availing Open access supply under Balancing & Settlement Code for the Electric Arc Furnace.

3. Facts of the case:

- (a) The petitioner was availing an HT connection for 18 MVA at 132 KV which was permanently disconnected on 23.11.2012.
- (b) The petitioner is registered under BIFR.

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- (c) The petitioner intends to obtain part of the demand under open access and to reduce the contract demand from the respondent no.1.
- (d) In light of the above submissions, the petitioner has prayed before the Commission :
 - (i) To consider relief in tariff by any of the alternatives proposed in tariffs to be determined in future including reduced tariff or restricted days / hours working and reduction in fixed charges in line with other states.
 - (ii) To allow the respondent no.1. to consider giving relief under Tariff Policy.
 - (iii) To make applicable Balancing & Settlement Code and allow the demand offset for power availed under Open Access.

4. The case was listed for hearing on 05.02.2013. The respondents have filed written submissions with a copy to the petitioner. The petitioner also filed a rejoinder to the reply received from the respondents.

5. During the hearing on 05.02.2013, the petitioner reiterated the contents of the petition. The representative of the petitioner also submitted that review of the tariff order dated 31.03.2012 is not being requested but this petition is filed to remove difficulties faced by the petitioner.

6. During the hearing, the representative of the respondents submitted that the written replies are already filed before the Commission.

7. The Commission has considered the written submissions filed by the petitioner / respondents. The Commission is of the view that any change either in the tariff structure or in the terms and conditions of tariff would amount to a review of the tariff and at this stage the same is not maintainable. The Commission directs that the

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issues regarding relief sought in tariff to be determined in future may be raised by the petitioner as and when comments are invited for determination of retail supply tariff for FY 2013-14. The Commission further directs the petitioner to file a formal petition for amendment in the Balancing and Settlement Code, 2009 regarding demand offset in respect of open access consumers.

8. With these directions, the petition no. 87 of 2012 stands disposed of.

Ordered accordingly,

sd/-
(Alok Gupta)
Member

sd/-
(A.B.Bajpai)
Member

sd/-
(Rakesh Sahni)
Chairman