
MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION
BHOPAL

Sub: Notice under section 142 of the Electricity Act, 2003 for non-compliance of regulations and directions given by the Commission.

ORDER

(Date of Order: 26.05.2026)

Managing Director,

MP Madhya Kshetra Vidyut Vitaran Co. Ltd.,

Nishtha Parisar, Bijlee Nagar,

Govindpura, Bhopal – 462023

- **Respondent**

Shri Manoj Dubey, Advocate appeared on behalf of the respondent.

The Commission has registered a suo-moto petition, SMP No. 43 of 2025, under section 142 of the Electricity Act, 2003 for non-compliance of the order dated 16.06.2025 by MP Madhya Kshetra Vidyut Vitaran Co. Ltd., Bhopal, passed by the Commission in Review Petition No. 26 of 2025 filed by M/s Soumya Homes Pvt. Ltd.

2. In the aforesaid order dt. 16.06.2025, the Commission held the following: -

“Conclusion: In view of the foregoing discussion and having found that no error apparent on the face of the record has been established, and that the Review Petition does not meet the conditions prescribed under Regulation 40 of the MPERC (Conduct of Business) Regulations, 2016, the Review Petition is dismissed as being devoid of merit. The Commission, however, noted that Respondent has not complied with the order dated 31.12.2024 passed in Petition 50 of 2024, therefore repeatedly violating the direction of Commission. Commission directs the Secretary of the Commission to issue show cause notice to Respondent as to why additional penalty at the rate of Rs. 6,000/- per day for each day of continued default from 01.02.2025 onwards be not imposed on Respondent till refund of amount.”

3. During the hearing held on 20.08.2025, Ld. counsel appeared for respondent reiterated that the Hon’ble High Court of MP has stayed the order dated 16.06.2025 of this Commission on 17.07.2025 and prayed to keep further proceedings in this matter in abeyance. After hearing the respondent and in light of the stay order of Hon’ble High Court of MP, further proceeding in this SMP No. 43 of 2025 was kept in abeyance.

4. The Commission noted that in miscellaneous petition (MP) No. 3645 of 2025 filed by the Respondent, Hon’ble High Court of MP has issued a daily order dated 17.07.2025 vide which the order dated 16.06.2025 passed by the Commission in Review Petition No. 26 of 2025 was stayed till the next date of hearing. The relevant part of the aforesaid order of Hon’ble High Court is reproduced as below: -

“Counsel appearing for petitioner submitted that respondent No. 2 does not fall within definition of Consumer under Section 2(15) of Electricity Act, 2003. Respondent No. 2 is using electricity for commercial purpose and not for his own use. Order dated

16/06/2025 contained in Annexure P-3 shall remain stayed till next date of hearing.”

5. The Commission has noted that the above miscellaneous petition, MP 3645 of 2025 was listed for hearing on 02.04.2026 but not reached on this date. Now, the case is fixed for hearing on 13.07.2026. The Commission is of the view that in the above circumstances in this matter, the Commission cannot proceed further with SMP No. 43 of 2025. Therefore, the Commission has decided to withdraw the SMP No. 43 of 2025 at this stage.

In view of the above, the SMP No. 43 stands withdrawn and disposed of.

(Gajendra Tiwari)
Member

(Gopal Srivastava)
Acting Chairman