



Madhya Pradesh Electricity Regulatory Commission

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Petition No. 22/2004 & Petition no. 28/2004

M. P. ELECTRICITY REGULATORY COMMISSION BHOPAL

IN THE MATTER OF GRANT OF EXEMPTION OF LICENSE FOR WIND ELECTRIC GENERATION OF M/S DHAR AUTOMOTIVES (P) LTD.

M/s Dhar Automotive (P) Limited - Petitioner
42, Manishpuri, Chandralok Extension
Indore - 452 018 (M.P.)

V/s

M.P. State Electricity Board - Respondent

ORDER (Passed on this day 12th April, 2004)

1. This review petition is in the matter of grant of exemption of license for wind electric generation of the petitioner. The case was closed for orders by the Commission on 23.3.2004.

2. The petitioner submits that the Commission vide order dated 6.10.2003 in petition No. 108/2003, granted exemption from the requirement to have a license to sell the energy generated by the WEG installed at Village Rabadiya, Distt. Dewas to MPSEB w.e.f. 15.4.2001 for 5 years subject to the recovery of wheeling charges. The energy generated during the period from 31.3.2000 upto 14.4.2001 be treated as deemed sale to MPEB at the rate of Rs.2.25 per unit. Commission also directed the Board to adjust all the units generated by the petitioner against the power bills of Dhar Automotives, Pithampur from 15.4.2001 till date accordingly. This review petition has been submitted by the petitioner to amend the above mentioned order.

3. The petitioner further submits that in the Board's approval letter dated 18.3.2000 it is mentioned that the generated electricity shall be used by the petitioner for their own use by wheeling through MPEB's lines on payment of wheeling charges as per GoMPs' Non conventional energy incentive scheme dated 26.9.1994. Therefore, the petitioner submits that the Commission may consider modifying the earlier order and direct the Board to adjust all the units generated and wheeled by the petitioner to be adjusted against power bills of the petitioner from 31.3.2000 till date.

4. The petitioner in the additional submission has given a brief summary of the efforts made by the petitioner to get the power purchase agreement signed between 20.1.2000 to 1.8.2003.

5. The respondent Board submits that they have also filed a petition registered as petition No. 28/04 on 23.2.2004 before the Commission for modification of order dated 6.10.2003 passed by the Commission to permit adjustment of energy generated by the WEG installed at village Rabadiya, Distt. Dewas to the petitioner w.e.f. the date of order i.e. 6.10.2003 for five years subject to the recovery of wheeling charges. The energy generated during the period from 31.3.2000 upto 14.4.2001 be treated as deemed sale to MPEB and to MPSEB w.e.f. 15.4.2001 to 5.10.2003 @ Rs.2.25 per unit. Respondent Board further submitted that Commission in its order has directed for sale of power to MPSEB from 15.4.2001 and also directed to adjust the units generated by WEG from 15.4.2001. Therefore, both the directives are contradictory, hence cannot be implemented. Therefore the respondent submits to amend the order.

6. Considering the facts of the case and in exercise of power conferred under Section 10(e) of M.P.Vidyut Sudhar Adhiniyam 2000, the Commission's order dated 6.10.2003 is reviewed to the extent that the exemption from the requirement to have license is granted to adjust all the units generated by the WEG installed of village Rabadiya, Distt. Dewas to M/s Dhar Automotive, Pithampur w.e.f. the date of order i.e. 6.10.2003 for 5 years subject to the recovery of wheeling charges. The energy generated during the period from 31.3.2000 upto 14.4.2001 be treated as deemed sale to MPEB and to MPSEB w.e.f. 15.4.2001 to 5.10.2003 @ Rs.2.25 per unit. This consent is subject to the following conditions:-

i. The supply and sale (deemed) of power shall be governed by the policy of the State Government and other provisions of law and also as per terms and conditions of the agreement to be executed by the petitioner with the MPSEB.

ii. The petitioner shall comply with the provisions of the Madhya Pradesh Vidyut Sudhar Adhiniyam 2000, and other laws applicable, the Regulations of the Commission, Technical Codes, Standards of Performance or any other guidelines issued by the Commission from time to time.

iii. The petitioner shall furnish to the Commission such information required for the purpose of the discharge of the functions of the Commission, as the Commission may require from time to time.

iv. The petitioner shall pay to the Commission initial fee and annual fee as fixed by the Commission, from time to time.

v. The Commission shall be entitled to impose any other conditions as the Commission considers appropriate from time to time, including the terms of revocation or modification of the exemption.

vi. It is directed to pay RKVAH charges @ 27 paise per unit subject to revision from time to time from the date of commissioning.

vii. It is directed to execute the required agreement as per the rules.

Ordered accordingly.

Sd/-
(D.Roybardhan)
(Engg.)

Sd/-
(R.Natrajan)
Member (Eco.)

Member

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