

**MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL**

**Sub : In the matter of permission under Clause 6.2 of MPERC (Cogeneration and generation of electricity from Renewable Sources of Energy) 2010 for sale of electricity provided by the WEG (Location No.2, Hill-A, Jamgodrani Hills, Dist. Dewas) to MP Power Trading Co. and execution of fresh Power Purchase Agreement for the balance period.**

**Petition No. 32/2011**

**ORDER**

**(Date of hearing 31<sup>st</sup> May, 2011)**

**(Date of order 2<sup>nd</sup> June, 2011)**

M/s MP Windfarms Ltd.,  
Energy Tower, No.64, B-Sector,  
Kasturba Nagar, Bhopal.  
(MP) – 462023. - Petitioner

V/s

M.P.Power Trading Co. Ltd.,  
Shakti Bhawan, Rampur, Jabalpur. - Respondent No. 1

M.P.Paschim Kshetra Vidyut Vitaran Co. Ltd.,  
GPH Compound Pologround, Indore. - Respondent No. 2

Shri H.D.Motiramani, Sr. Consultant appeared on behalf of the Petitioner.

Shri A.B.Bajpai, CGM (Comm.) and Ms Parul Dangi, Legal Executive appeared on behalf of the Respondent No. 1.

Shri Sanjay Mohase, CE (Comm.) appeared on behalf of Respondent No. 2.

2. The petition is in the matter of permission under Clause 6.2 of MPERC (Cogeneration and generation of electricity from Renewable Sources of Energy) 2010 for sale of electricity provided by the WEG (Location No.2, Hill-A, Jamgodrani Hills, Dist. Dewas) to MP Power Trading Co. and execution of fresh Power Purchase Agreement for the balance period.

3. The Petitioner has filed the present petition under Section 86 (1) (e) of the Electricity Act, 2003. Section 86(1) (e) of the Electricity Act, 2003 reads as under:-

*“(e) promote cogeneration and generation of electricity from renewable sources of energy by providing suitable measures for connectivity with the grid and sale of electricity to any person, and also specify, for purchase of electricity from such sources, a percentage of the total consumption of electricity in the area of a distribution licensee;”*

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4. The Petitioner has submitted that they own 04 No. of WEGs each of 225 KW capacity installed at location No.2 Hill-A in the Windfarm at Jamgodrani, Dist. Dewas. The Petitioner has executed the Power Purchase Agreement on 26.10.1996 with the then MP Electricity Board (MPEB) for wheeling of power from his WEG to M/s Eastern Electro Chemical Industries, Mandideep under sale to third party scheme for a period of 12 years from the date of commissioning.

5. The Petitioner has submitted that due to permanent disconnection of HT connection provided to the third party purchaser, wheeling of energy to its works was discontinued on 31.07.2000. With the permission of the Commission granted vide its order dated 21.01.2001, the Petitioner signed the first supplementary PPA dated 29.04.2001 for sale of energy to the MPSEB w.e.f. 01.08.2001, for a period of 5 years. The said period has expired on 31.07.2006. Thereafter, in pursuance to the Commission's Order dated 20.06.2008 second supplementary Agreement was executed on 09.10.2006 for a further period of 5 years. The validity of second supplementary agreement is due to expire on 31.07.2011. The 20 years plant life of WEG will expire on 25.09.2015. The Petitioner has prayed for grant of permission for sale of energy from the aforesaid WEG to MP Power Trading Co. for the balance period of plant life i.e. w.e.f. 01.08.2011 to 25.09.2015 (4 years 1 month and 25 days) at the rate of Rs. 2.87 per unit as provided in the Wind Power Tariff Order dated 21<sup>st</sup> November, 2007.

6. The Petitioner has prayed as under:

- (a) Sign a fresh PPA for sale to MP Power Tradeco. as per the draft agreement approved by the Commission under the Wind Power Tariff Order 2007.
- (b) Pay @ 27 paise/unit of reactive energy consumption made from the grid as provided in Clause No. 12.8 of the said order.

7. The case was listed for hearing on 31.05.2011.

8. During the hearing, the Petitioner reiterated the requests made in the petition.

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9. During the hearing, the representative of the Respondent No. 2 made written submission that they have no objection to granting of permission by the Commission to the Petitioner.

10. The representative of Respondent No.1 submitted that the Commission has already notified the revised Regulations for procurement of power from renewable sources of energy vide notification dated 19.11.2010 which, interalia, imposes obligation to procure 2.10% power from renewable sources (except solar power) in the year 2011-12. The representative further submitted that the PPA shall be signed with the Petitioner as per the Model PPA on the rate, terms and conditions as approved by the MPERC in tariff order dated 21.11.2007.

11. On hearing the Petitioner and the Respondents, the Commission grants permission to the Petitioner for sale of electricity provided by the WEG (Location No.2, Hill-A, Jamgodrani Hills, Dist. Dewas) to MP Power Trading Co. and for execution of Power Purchase Agreement for the balance period of plant life i.e. w.e.f. 01.08.2011 to 25.09.2015 on the rates, terms and conditions as per tariff order dated 21.11.2007. The Commission further directs the Respondent No.1 to execute PPA with the Petitioner within 21 days of Petitioner's request for signing PPA.

12. With the above directions, the Petition No. 32/2011 stands disposed of.

Ordered accordingly,

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

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

**(Rakesh Sahni)**  
**Chairman**