



Madhya Pradesh Electricity Regulatory Commission

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Petition No. 6 of 2006

SUB: IN THE MATTER OF GRANT OF EXEMPTION FROM THE REQUIREMENT OF LICENSE U/S. 16(3) OF THE ADHINIYAM 2000 FOR SALE OF ELECTRICITY PRODUCED BY WEGS TO MPSEB.

M/s. NEPC India Ltd., H-725, Arvind Vihar Housing Board Colony, Bag Mugaliya, Bhopal	-	Petitioner
V/s M.P. Paschim Kshetra Vidyut Vitaran Co. Ltd., Dewas	-	Respondent

ORDER

(As passed on this day of 9th May 2006)

Shri Anoop Sharma, Advocate appears on behalf of the Petitioner.
Shri B.M. Kulkarni, Addl. SE O/o SE (O&M), Dewas appear on behalf of the Respondent.

2. Petition is in the matter of grant of exemption from the requirement of license U/s. 16(3) of the Adhinyam 2000 for sale of electricity produced by WEGs to MPSEB.

3. During the course of last hearing the Respondent requested for more time to discuss on the questions raised by the Commission. Commission therefore granted more time and directed the respondent to submit its reply on the next date of hearing.

4. During the course of hearing today the petitioner states that the respondent would be required to pay as per the tariff fixed for wind generators, which is Rs. 2.87/- per units for the balance period of agreement.

5. Respondent submitted in its reply that Commission may grant permission to the petitioner for sale of energy generated at its WEGs mentioned above to MPSEB @ Rs. 2.25 per unit as fixed by the GoMP for the balance period of agreement.

6. Commission heard the Petitioner and the Respondent. Commission observes that as the plant is an old one and petitioner has executed agreement with MPSEB and third party but the third party has backed out, not making any payment for the power supplied to it. Commission observes that though the third party purchaser has backed out but agreement between the petitioner and MPSEB still exists, therefore the request of the petitioner for the payment @ of Rs. 2.87 per unit cannot be accepted for the balance period of agreement. Commission directs the Respondent to pay for the power generated from petitioner's WEG at location 10, 11 & 12 at Jamgodrani Distt. Dewas to MPSEB @ Rs. 2.25 per unit as fixed by the Government of Madhya Pradesh w.e.f. 01/02/2005 remaining period of PPA. The order is also subject to the following conditions:-

- i) The technical and other commercial matters should be settled between the respondent and the petitioner.
- ii) The petitioner shall comply with the provisions of the Madhya Pradesh Vidyut Sudhar Adhinyam 2000, and other laws applicable, the Regulation 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 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 approval.

With the directions aforesaid, Commission directs to close the case.

Ordered accordingly.

Sd/-

(D.Roybardhan)
Member (Engg.)

Sd/-

(P.K.Mehrotra)
Chairman