

**MADHYA PRADESH ELECTRICITY REGULATORY
COMMISSION
BHOPAL**

Sub: In the matter of permission under Section 86 (i)(e) of Electricity Act, 2003 for wheeling of energy generated and provided by WEGs to the place of consumption for self use – Renewal of Power Purchase Agreement.

ORDER

(Passed on this day 19th February, 2009)

- M/s Hindustan Vidyut Products Ltd. - Petitioner
(Formerly The Indian Aluminium Cables Ltd.),
Kanchanjunga, 7th Floor,
18, Barakhamba Road,
New Delhi – 110001.
- V/s
M.P.Power Trading Co. Ltd., - Respondent - I
Shakti Bhawan, Vidyut Nagar,
Jabalpur
- M.P.Paschim Kshetra Vidyut Vitaran Co. Ltd., - Respondent - II
GPH Compund, Pologround
Indore – 452003.
- M.P.Madhya Kshetra Vidyut Vitaran Co. Ltd., - Respondent - III
Nishtha Parisar, Govindpura,
Raisen Road, Bhopal – 462023.

Shri H.D.Motiramani, Consultant and Shri Ramanujam appeared on behalf of Petitioner.

Shri A.B.Bajpai, AGM (Comm.), M.P.Power Trading Co. Ltd. appeared on behalf of Respondent No. I.

Shri A.R.Verma, Addl. SE, M.P.Madhya Kshetra Vidyut Vitaran Co. Ltd. appeared on behalf of Respondent No. III.

None appeared on behalf of M.P.Paschim Kshetra Vidyut Vitaran Co. Ltd., Respondent No. II.

2. The petitioner, M/s Hindustan Vidyut Products Ltd., New Delhi has filed this petition in the matter of permission under Section 86(i)(e) for wheeling the energy generated from the WEG of 225 kWh rating installed at location No. 25, 26 & 27 in the Windfarm at Jamgodrani, Dist. Dewas to his works at M/s Insulators & Electricals, Mandideep, Dist. Raisen (of which the petitioner is the proprietor) for self use. The WEG has been in operation w.e.f. 27.03.1997.

3. The petitioner has signed a Power Purchase Agreement with the MPSEB for wheeling of power from his three WEGs of 225 KW each at location No. 25, 26 & 27 in the Wind Farm at Jamgodrani, Dist. Dewas for self use for a period of 12 years from the date of its commissioning i.e. w.e.f. 27.03.1997 to 26.03.2009. The period of PPA in force is due to expire on 26.03.2009.

4. During the hearing, the petitioner proposed to continue to avail energy generated from his WEG mentioned above for self use at his works in Mandideep for the balance period of 8 years of plant life and to renew the PPA for a period of 8 years from 27.03.2009 to 26.03.2017. The petitioner has also agreed to pay 2% of energy injected into the grid as wheeling charges in terms of units, monthly line rent and reactive charges as per the Tariff order dated 21.11.2007 for procurement of wind energy from the WEGs. In the additional submission a request was made for adjustment of the wheeled energy in the electricity bill of the consumer every month after the date of expiry of the 12 years period of the initial agreement.

5. The respondent No. I, MP Tradeco has submitted his reply stating that they are ready to purchase the surplus power, if any, at the rates approved by the Commission in its order dated 21.11.2007 subject to execution of fresh agreement by the petitioner with the MP Tradeco on the same terms and conditions as given in Tariff order dated 21.11.2007. The respondent No. II, West Discom has submitted that they have objection to the petition because though the petitioner is the proprietor of M/s Insulators & Electrical Co., Mandideep, M/s Insulators & Electrical Co., Mandideep & M/s Hindustan Vidyut Products. Ltd., New Delhi are two different firms. Therefore, this should be treated as request for permission for third party sale.

6. The petitioner has submitted in his petition that he is the owner of the WEGs and the factory premises and during the course of hearing he has also confirmed the same. The Commission, therefore, grants permission to the petitioner for wheeling of power generated from his WEG at location No. 25, 26 & 27 in the Windfarm at Jamgodrani, Dist. Dewas to his works at M/s Insulators & Electrical Co. Mandideep, from time to time for balance period of 8 years of plant life i.e. w.e.f. 27.03.2009 to 26.03.2017. The Commission directs that PPA shall be made effective from 27.03.2009 and credit of the energy fed into the grid, shall be given by the concerned Discom w.e.f. 27.03.2009. The Commission also grants permission to sell the surplus power, if any, to the MP Power Tradeco at the rates determined by the Commission in the order dated 21.11.2007, subject to execution of PPA as approved by the Commission. The Commission also grants permission to adjust the wheeled energy in the electricity bill of the consumer every month after the date of expiry of the 12 years period of the initial agreement. The petitioner shall apply to the Nodal Officer for availing open access as per the regulations. The permission is further subject to the following conditions :-

- a. The petitioner shall comply with the provisions of the Electricity Act, 2003 and MPERC regulations and directions given by the Commission in its Tariff Order dated 21.11.2007 for procurement of wind energy from the WEGs.
- b. The Commission shall be entitled to impose any other conditions, as it considers appropriate from time to time including revocation or modification of the approval.
- c. The Petitioner should put-up title documents of his factory premises and WEGs before the Discom before execution of PPA otherwise the power fed into the grid from the above WEGs will be treated as deemed sale to M.P.Tradeco.

Ordered accordingly,

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

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

(Dr. J.L. Bose)
Chairman