

BEFORE THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

Quorum

Shri Desh Deepak Verma, Chairman
Shri I. B. Pandey, Member
Shri S. K. Agarwal, Member

In the matter of:

In the matter of **Petition No. 1111/2016** seeking permission for Transmission/ Supply/ use of Electricity under section 9 of the Electricity Act, 2003 by the petitioners who are engaged in cogeneration by dedicated transmission line.

1. M/s Bindal Paper Mills Ltd., 8th Kilometer, Bhopa Road, Muzaffar Nagar (U.P.)
2. M/s Tirupati Balaji Fibers Ltd., 9th Kilometer, Bhopa Road, Muzaffar Nagar (U.P.)
3. M/s Silverton Paper Ltd., 9th Kilometer, Bhopa Road, Muzaffar Nagar (U.P.)
4. M/s Sri Paras Nath Alloys Pvt. Ltd., 9th Kilometer, Bhopa Road, Muzaffar Nagar (U.P.)

Petitioners

Versus

Managing Director, Paschimanchal Vidyut Vitran Nigam Ltd., Victoria Park, Meerut.

Respondent

Present in the Hearing:

Shri Mayank Agarwal, Advocate

ORDER

(Hearing on 27.06.2016)

M/s Bindal Paper Mills Ltd., 8th Kilometer, Bhopa Road, Muzaffar Nagar (U.P.) the Petitioner herein filed this petition no. 1111 of 2016 seeking permission for Transmission/Supply/use of Electricity under section 9 of the Electricity Act, 2003 by the petitioners who are engaged in cogeneration by dedicated transmission line.

During the hearing the petitioner submitted that M/s Silverton Papers Ltd. M/s Sri Paras Nath Alloys Pvt. Ltd, M/s Tirupati Balaji Fibers Ltd. and M/s Bindal Paper Mills Ltd., Muzaffarnagar through their group companies are together holding more than 30% share in the captive power plant based on renewable source of install capacity of 20 MW in the premises of M/s Bindal Paper Mills Ltd.

He further submitted as per the Regulation 13(7) of the U.P. Electricity Regulatory Commission (Captive Generating) Regulations, 2005 I being quoted herein below:-

“(7). The Captive Generating Plant shall be deemed to be a transmission licensee for the purpose of establishment operation and maintenance of dedicated transmission line and connected sub station, and all duties and obligations, under the Act and Regulations made there under, as applicable to the transmission licensee shall apply accordingly.”

While going through the submissions of the petitioner, the Commission finds that the provisions of the Regulation and the Act are ample clear and no cause of action arises through the plaint therefore no clarification/orders is required to be given by the Commission. The petition is accordingly disposed off.

(S. K. Agarwal)
Member

(I. B. Pandey)
Member

(Desh Deepak Verma)
Chairman

Dated: 30.06.2016