



Petition No. 1108 of 2016

BEFORE

THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Date of Order: 07.10.2016

PRESENT:

1. Hon'ble Sri Desh Deepak Verma, Chairman
2. Hon'ble Sri S.K. Agarwal, Member

IN THE MATTER OF: For using existing transmission line for evacuating additional 5 MW capacity from upcoming 8 MW capacity at Babhnan Distt: Gonda.

M/s Balrampur Chini Mills Ltd.
Unit : Babhnan
Babhnan, Dist. Gonda, U.P.

----- **Petitioner**

AND

U.P. Power Corporation Ltd.,
14th Floor, Shakti Bhawan Extn.,
14 Ashok Marg,
Lucknow through its Managing Director

Purvanchal Vidyut Vitran Nigam Ltd.
Varanasi
Through its Managing Director.

Madhyanchal Vidyut Vitran Nigam Ltd.
Lucknow
Through its Managing Director

State Transmission Utility,
Shakti Bhawan, 14 Ashok Marg,
Lucknow
Through its Director-Operation

Chief Engineer
Directorate of Power Purchase Agreement
U.P. Power Corporation Ltd.,



Shakti Bhawan, 14 Ashok Marg,
Lucknow.

----- Respondents

Following were presents:

1. Sri V.P.Srivastava, CE PPA, UPPCL
2. Sri Pankaj Saxena, EE ,UPPTCL
3. Sri Mukul Sonkar, EE, UPPTCL
4. Sri Puneet Chandra, Advocate UPPTCL
5. Sri Tanuj Sinha, Advocate UPPTCL
6. Sri Ashutosh Mishra, Advocate UPPTCL
7. Sri Anil kumar Gupta, CGM, Balrampur Chini Mills Ltd.
8. Sri Durga Prasad, Balrampur Chini Mills Ltd.
9. Sri D D Chopra, Counsel Balrampur Chini Mills Ltd.

ORDER

(Date of Hearing 09.09.2016)

1. Petitioner M/s Balrampur Chini Mills Ltd entered into PPA dated 26.08.2006 with UPPCL for supply of surplus 5 MW electricity from its 15 MW bagasse based captive generating unit at Babhnan Distt. Gonda.
2. The above PPA was compliant with then prevailing UPERC CNCE Regulations, 2005. Under the then-Regulations for supplying power upto 10 MW capacity evacuation line of 33 KV or above voltage had to be used. Therefore, 33 KV line was established for evacuation of power from plant.
3. The petitioner now plans to install additional 7 MW SLOP based plant and supply 5 MW power from this facility to UPPCL through existing 33 KV evacuation line. With additional capacity, total installed capacity of the plant shall become 22 MW and capacity tied-up under the PPA shall stand at 10 MW.
4. However, both UPERC CNCE Regulations ,2009 and prevailing UPERC CRE Regulations, 2014 released subsequent to UPERC CNCE Regulations, 2005 stipulate that voltage level for evacuation line has to be decided on the basis of installed capacity of the plant instead of supply capacity. Therein, the voltage level for evacuation of power from plant with installed capacity upto 10 MW has to be at 33 KV or above whereas evacuation of power from plant with installed capacity of above 10 MW has to be done at 132 KV level.



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5. The petitioner submitted that citing above provisions of CRE Regulations, 2014 UPPTCL maintained that with addition of proposed capacity of 7 MW, total installed capacity of the plant shall become 22 MW thus evacuation line from plant must be at 132 KV level.
 6. Further, the petitioner cited the letter of Executive Engineer of concerned Division confirming that with existing 33 KV evacuation system it is technically feasible to transmit upto 10 MW power and argued for granting relaxation in the Regulations in this regard as it is causing hardship to petitioner and prayed the Commission to allow him to use existing evacuation system for supplying additional 5 MW totaling 10 MW power from installed capacity of 22 MW.
 7. Further, the petitioner also assured the Commission that they will make ample technical arrangements to ensure that under no circumstances more than 10 MW power flows through 33 kV evacuation line and no bill shall be raised if power supplied beyond 10 MW power. The petitioner later submitted an affidavit dated 29.06.2016 confirming the aforementioned assurances.
 8. Considering above, the Commission grants the permission to the petitioner to use existing 33 KV system for supplying power upto 10 MW.
 9. The Commission also directs UPPTCL and UPPCL to ensure that proper technical arrangements have been incorporated in the system by the petitioner for system safety and to ensure that at no point in time more than 10 MW power flows on evacuation line. Further, it must also be ensured that no commercial settlement is done for the energy supplied above 10 MW at any point in time.

(S.K. Agarwal)
Member

(Desh Deepak Verma)
Chairman

Place: Lucknow
Dated: 07.10.2016

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