WEST BENGAL ELECTRICITY REGULATORY COMMISSION

WEST BENGAL

Petition No. OA-349/20-21

Date of hearing: 21st December, 2020

Time of hearing: 14.30 hours

Coram:

Shri Sutirtha Bhattacharya, Chairperson

Shri Durgadas Goswami, Member

Shri Pulak Kumar Tewari, Member

In the matter of

Application by Ultratech Cement Limited seeking intervention of the Commission in regard to release of NOC by WBSEDCL for wheeling of 7.425 MW and 10.00 MW of power by Ultratech Cement Limited from their captive power plant at Bhatapara – Baloda Bazar, Chattisgarh to their works at Dankuni, West Bengal and Raghunathganj, District: Murshidabad, West Bengal, respectively.

And

In the matter of

Ultratech Cement Limited
Dankuni Cement Wors
JL-80, Vill. Panchghara
P.O.: Panchghara Bazar
P.S. Chanditala
Dist. Hooghly, West Bengal
PIN 712 306.

Ultratech Cement Limited
(Sonar Bangla Cement Works)
Vill: Dhalo, P.O. Gankar, P.S. Raghunathganj
Dist. Murshidabad, West Bengal, PIN: 742 227 ..... Petitioner

And

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State Load Despatch Centre
West Bengal State Electricity Transmission Company Limited
Andul Road
Danish Sheikh Lane
Howrah 711 109. ..... Respondent

And

West Bengal State Electricity Distribution Company Limited
Vidyut Bhavan
Block DJ, Sector – II
Salt Lake City
Kolkata 700 091. ..... Respondent

Representatives attended:

Ultratech Cement Limited, Dankuni Cement Works, Dankuni (Petitioner)
1. Sri Pankaj Gupta.

Ultratech Cement Limited, Sonar Bangla Cement Works, Raghunathganj, Murishidabad (Petitioner)
2. Sri Bhavesh Wala.

West Bengal State Electricity Distribution Company Limited (WBSEDCL) [Respondent]
1. Sri Subrata Choudhury, AGM (HR&A)

State Load Despatch Centre, West Bengal State Electricity Transmission Company Limited (WBSETCL) [Respondent]

1. Sri Prabir Kumar Kundu, Chief Engineer, SLDC
2. Sri D. Bhattacharyya, ACE, SLDC

CASE IN BRIEF

The petitions of Ultratech Cement Limited, Dankuni Cement Works at Dankuni and Sonar Bangla Cement Works at Raghunathganj, Murshidabad for wheeling of 7.425 MW and 10.00 MW of power by Ultratech Cement Limited from their captive power plant at Bhatapara – Baloda Bazar, Chattisgarh to their works at Dankuni, West Bengal and Raghunathganj, District: Murshidabad, West Bengal, respectively were heard by the Commission on 21st December, 2020 as scheduled.

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SUBMISSION DURING HEARING

During the hearing, Sri Pankaj Gupta, on behalf of Ultratech Cement Limited (in short Ültratech Cement") stated that, they have applied in December, 2019 to SLDC and WBSEDCL for wheeling of powers from their captive power plant at Chattisgarh to their units at Dankuni and Raghunathganj, Murshidabad. While the NOC from SLDC has been received in this regard, the clearance of WBSEDCL is yet to be received although all the documents as asked for by WBSEDCL have been submitted and the queries raised by them have been resolved. Even after repeated visits and discussions with WBSEDCL, the matter remained unresolved.

In response to the query raised by Chairperson, WBERC it is confirmed by Sri Gupta that the Chhattisgarh unit of Ultratech Cement Limited, from where the power will be wheeled, is wholly owned by Ultratech Cement Limited and the same is a captive plant of Ultratech Cement Limited in terms of the Electricity Act, 2003 read with the Rules made thereunder.

The Chairperson, WBERC also enquired about the arrangement of back-up power required for running those two units in West Bengal. Representative of Ultratech has confirmed that they will source back-up power from the grid as and when required.

In response to the query raised by Sri Durgadas Goswami, Member of the Commission the representative of Ultratech Cement informed that the connecting loads of Dankuni and Raghunathganj, Murshidabad units are 14 MW and 18 MW respectively.

Sri P. K. Kundu, on behalf of SLDC, submitted that they have not received the copies of the petitions of the current proceedings submitted by Dankuni and Murshidabad Units of Ultratech Cement Limited. However, SLDC has already issued the NOC and advised the petitioners to take up the matter with the appropriate authority for compliance of further formalities required for open access as per the provisions of the Regulations.

The representative of WBSEDCL submitted that since their Advocate is out of station, they are unable to make any comments on the subject. However, the representative of WBSEDCL informed that they have also not received the copies of the petitions submitted by Ultratech Cement Limited before the Commission for adjudication.

On being asked by the Commission as to whether Ultratech Cement has served copies of their petition upon both SLDC and WBSEDCL, the representative of Ultratech Cement primarily said that they have served the copies and they have the documentary evidence

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of such service. But, ultimately they confirmed that they have not served the copies and shall do the same immediately. The Commission asked the representative of Ultratech Cement Limited to be very cautious in future so that the Commission is not mislead.

ORDER

Upon hearing, the Commission directed that –

a) Ultratech Cement Limited shall submit the formal petitions to the Commission following due procedure as per WBERC (Conduct of Business) Regulations, 2013 and serve the copies of the petitions (petitions of Ultratech Cement Limited, Dankuni Cement Works and the Sonar Bangla Cement Works) on WBSEDCL and SLDC within 7 days from the date of receipt of this order.

b) On receiving the confirmation in regard to receipt of petitions by WBSEDCL and SLDC, the next date of hearing will be fixed.

sd/-	sd/-	sd/-
(PULAK KUMAR TEWARI)	(DURGADAS GOSWAMI)	(SUTIRTHA BHATTACHARYA)
MEMBER	MEMBER	CHAIRPERSON

DATE: 06.01.2021

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7/1/2021

(Saibal Kanti Das)
Secretary