

**JHARKHAND STATE ELECTRICITY REGULATORY COMMISSION  
RANCHI**

**Case No. 02 of 2010**

MUKHTIAR SINGH, Chairperson

M/s Kohinoor Steel Private Limited ..... Petitioner

Vrs.

Jharkhand State Electricity Board & others ..... Respondents

For the Petitioner : Shri Nitin Kumar Pasari, Advocate

For the Respondents : Shri Rajesh Shankar, Advocate  
Shri Abhay Prakash, Advocate

**ORDER  
(25.03.2010)**

M/s Kohinoor Steel Private Limited, hereinafter referred to “the KSPL” has filed the instant application for a direction upon the respondent-JSEB (SLDC) to facilitate the petitioner-KSPL to grant of Short Term Open Access permission for sale of power on power exchange basis and to publish the modalities to be adopted in order to give effect to the JSERC (Open Access in Intra-State Transmission and Distribution) Regulations 2005.

The brief facts of the case is that the petitioner-KSPL is a Company incorporated under the provisions of Companies Act, 1956 having its office at 326, Ashiana Trade Centre, Adityapur, Jamshedpur. The petitioner is having its factory at Bulandih (Kuchidih), Chandil in the State of Jharkhand and is engaged in manufacturing activity of Iron & Steel and allied products. The petitioner has entered into an agreement with the respondent-JSEB for 1500 KVA load on 14.12.2005 which has subsequently been raised to 4000 KV for which the petitioner entered into an agreement on 29.1.2009. The petitioner-KSPL is

availing, at present, 4000 KVA at 33 KV from the respondent-JSEB. The further case of the petitioner is that the petitioner has already established a synchronized power plant of 17 MW which is being utilized by it for its captive purpose. However, at times when such captive utilization or usage of the power is not required or less required by the petitioner-KSPL, the said energy generated through the CPP of the petitioner is wasted or under utilized and as such the said excess power can be utilized by the respondent-JSEB. In view of this, the petitioner approached the respondent-JSEB for permission for the Open Access in accordance with the provisions contained in the JSERC (Open Access in Intra-State Transmission and Distribution) Regulation, 2005.

The respondent-JSEB filed a reply stating therein that it is only in the month of April 2008 the petitioner-KSPL had sought permission to operate Captive Power Plant in synchronization with the respondent-JSEB at 33 KVA for 17 MW CPP. It has further been stated that as the synchronization at 33 KVA is for Small Power Producer with a maximum limit of 10 MW, the petitioner-KSPL was asked to construct the lines and bay at 132 KVA for which the estimate for 132 KVA bay at Chandil Grid-I has been approved but the line from Chandil to the site of the petitioner-KSPL is under preparation. As such, the request of the petitioner-KSPL is pre-mature.

Both the parties were heard at length.

From the above, it is clear that the petitioner-KSPL has Captive Power Plant of 17 MW for its own use and the petitioner-KSPL has applied to the respondent-JSEB for short term open access permission to sell its surplus power under power exchange. The Commission has laid down the procedure for short term open access in the JSERC (Open Access in Intra-State Transmission and Distribution) Regulations, 2005.

In the facts and circumstances discussed hereinabove, the respondent-JSEB is directed to finalize the modalities for granting Short Term Open Access permission in consonance with the guidelines of JSERC (Open Access in Intra-State Transmission and Distribution) Regulations, 2005 within four weeks and communicate to the petitioner-KSPL. The petitioner-KSPL is at liberty to approach to the Commission in case the direction is not complied with within the stipulated time.

With the above observations the petition of the petitioner is disposed off.

(Mukhtiar Singh)  
Chairperson