

**ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT NIYAMAK BHAWAN
UNIT-VIII, BHUBANESWAR - 751 012

**Present: Shri S. P. Nanda, Chairperson
Shri S. P. Swain, Member
Shri A.K.Das, Member**

Case No.116/2009

GRIDCO Ltd.	....	Petitioner
Vrs.		
M/s CESC Limited & Another	.....	Respondents

In the matter of: Commission's approval to PPA dated 28.09.2006 and the Amended PPA dated 15.09.2009 executed between M/s CESC Ltd. and GRIDCO.

AND

Case No.118/2009

GRIDCO Ltd.	....	Petitioner
Vrs.		
M/s Mahanadhi Aban Power Co. Ltd. & Another	.....	Respondents

In the matter of: Commission's approval to PPA dated 28.09.2006 and the Amended PPA dated 10.09.2009 executed between M/s Mahanadhi Aban Power Co. Ltd. and GRIDCO

AND

Case No.120/2009

GRIDCO Ltd.	....	Petitioner
Vrs.		
M/s VISA Power Ltd. & Another	.....	Respondents

In the matter of: Commission's approval to PPA dated 28.09.2006 and the Amended PPA dated 14.09.2009 executed between M/s VISA Power Ltd. and GRIDCO

For the Petitioner: Shri Ranjit Das, CGM (PP), GRIDCO Ltd.
Shri S. K. Parida, Sr.GM (PP), GRIDCO Ltd.

For the Respondents: Shri J. P. Das, CGM, OPTCL, Ms.Niharika Pattanaik, Asst. Law Officer, DoE, GoO, Shri Goutam Banarjee, M/s.CESC Ltd., Shri Satyabrata Mohapatra, M/s. Mahanandi Aban Power Co. Ltd. & the representatives of M/s. NSL, NPIPL are present. Nobody is present on behalf M/s. VISA Power Ltd.

ORDER

Date of Order:02.07.2015

GRIDCO Ltd. had filed three applications under Section 86 of the Electricity Act, 2003 read with Section 21 of the Orissa Electricity Reform Act, 1995 and other enabling provisions seeking approval of the Commission of the Power Purchase Agreements (PPAs) executed between M/s. GRIDCO Ltd. and M/s. CESC Ltd., M/s. Mahanadi Aban Power Company Ltd., and M/s. Visa Power Ltd. respectively for purchase of power from the proposed thermal power plants to be set up in the State of Odisha. These three cases were clubbed together for analogous hearing and the Commission vide its order dated 14.05.2012 had directed GRIDCO and the Project Developers to sort out issues in the PPAs on evacuation of power by discussing the matter with the OPTCL. The Commission again in its order dated 27.11.2012 directed the parties to file written note of submission.

2. GRIDCO in its submission dated 01.06.2013 while filing a status report on the case submitted as follows:

“It is expected that there may be changes on shares of power and its evacuation for the State from the upcoming Thermal Power Projects by IPPs and accordingly supplemental / renewal MoUs shall be executed with the IPPs. After execution of such MoUs revised PPAs shall be executed and submitted before the Commission for approval.”

3. When no such revised / amended PPA was submitted before the Commission after a long time the Commission in its letter 08.06.2015 asked GRIDCO to submit the status report in the above cases or file withdrawal petition by 25.06.2015. But till today GRIDCO has not submitted anything on this matter. In view of the above we find no reason to continue with the present cases. The cases are dismissed. However, GRIDCO is at liberty to file fresh petition after executing fresh/revised PPAs if necessary.
4. Accordingly, the cases are disposed of.

Sd/-
(A.K.Das)
Member

Sd/-
(S. P. Swain)
Member

Sd/-
(S. P. Nanda)
Chairperson