

**ODISSA ELECTRICITY REGULATORY COMMISSION**  
**BIDYUT NIYAMAK BHAWAN,**  
**UNIT – VIII, BHUBANESWAR – 751 012**  
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**Case Nos.06 to 20 /2009**

In the matter of

An application under Clause 12.12 and 12.16 of OERC Order dated 14<sup>th</sup> March, 2008 regarding comprehensive pricing policy for sale of surplus power from captive generating plants.

AND

**CASE No. 06/2009**

In the matter of

GRIDCO Limited	....	<b>Petitioner</b>
Vrs.		
Confederation of Captive Power Plants	....	<b>Respondent</b>

AND

**Case No.07/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Jindal Stainless Steel	....	<b>Respondent</b>

AND

**Case No.08/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Aryan Ispat & Power Pvt. Ltd.	....	<b>Respondent</b>

AND

**Case No.09/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Orissa Sponge Iron Ltd.	....	<b>Respondent</b>

AND

**Case No.10/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Rathi Steel & Power Ltd.	....	<b>Respondent</b>

AND

**Case No.11/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Indian Metals & Ferro Alloys Ltd. .... **Respondent**

AND

**Case No.12/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Bhusan Steels Ltd. .... **Respondent**

AND

**Case No.13/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Vedanta Aluminium Ltd. .... **Respondent**

AND

**Case No.14/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Bhusan Power & Steel Ltd. .... **Respondent**

AND

**Case No.15/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Neelachal Ispat Nigam Ltd. .... **Respondent**

AND

**Case No.16/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s Arati Steels Ltd. .... **Respondent**

AND

**Case No.17/2009**

M/s GRIDCO ..... **Petitioner**  
Vrs.  
M/s SMC Power Generation Ltd. .... **Respondent**

AND

**Case No.18/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Pattnik Steels & Alloys Ltd.	....	<b>Respondent</b>

AND

**Case No.19/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s Nava Bharat Ventures Ltd.	....	<b>Respondent</b>

AND

**Case No.20/2009**

M/s GRIDCO	....	<b>Petitioner</b>
Vrs.		
M/s VISA Steel Ltd.,		
M/s Shyam DRI Power Ltd. &		
M/s Tata Sponge Iron Ltd.	....	<b>Respondents</b>

**ORDER**

**Order dated: 02.07.2015**

The GRIDCO Ltd. as the State Designated Entity for procurement of power had filed 15 no. of applications for procurement of surplus power from the captive generating Units of industries during the acute deficit of power in the year 2009. Those applications were registered as Case Nos. 6-2012009. In its petitions the petitioner GRIDCO Ltd. had prayed for fixation of price of surplus power from different CGPs of Odisha to be procured by them. The Commission had heard the matter and had issued an interim order fixing the price of surplus power of CGP to be procured by GRIDCO on 28.02.2009. Subsequently, GRIDCO sought to review the said interim order in Case No. 117/2010 and the Commission disposed of the matter on 23.11.2010 fixing the final pricing of the power to be procured from the CGPs of the State.

2. The Commission had also fixed the payment security mechanism of CGP power in Case No. 59/2009 dated 27.06.2009 and further clarified it in Case No. 22/2011 dated 29.11.2011. Hon'ble APTEL in Appeal No. 256/2012 (Nava Bharat Ventures Ltd. Vrs. OERC & others) had also decided that payment security mechanism in Case No.

59/2009 dated 27.06.2009 shall apply for procurement of CGP power by GRIDCO. As a result of this issues in the original cases have been subsumed by orders of the Commission in other cases or by order of Hon'ble APTEL.

3. In view of the above developments the Commission had sought the opinion of GRIDCO whether they have any other views contrary to that of the Commission regarding the status of the case in its letter dated 27.04.2015. Till today, no reply has been received from GRIDCO indicating that this has been accepted by them.
4. Therefore, there is no need in continuing in these cases i.e. 6-20/2009 and the cases are closed as infructuous.
5. Accordingly, the cases are disposed of.

**Sd/-**  
**(A .K. Das)**  
**Member**

**Sd/-**  
**(S. P. Swain)**  
**Member**

**Sd/-**  
**(S. P. Nanda)**  
**Chairperson**