

WEST BENGAL ELECTRICITY REGULATORY COMMISSION

WEST BENGAL

Petition No. OA-355/20-21

Date of hearing: 7th October, 2021

Time of hearing: 14.30 hours

Quorum:

Shri Sutirtha Bhattacharya, Chairperson

Shri Durgadas Goswami, Member

Shri Pulak Kumar Tewari, Member

In the matter of

Petition for consideration of net metering for 3 MW Roof Top Solar PV to be developed by Bharat Electronics Limited (BEL) in the premises of Metal & Steel Factory (MSF) at Ishapore.

And

In the matter of

Metal & Steel Factory, Ishapore

P. O.: Nawabganj

Dist.: 24 Parganas (North)

PIN – 743 144

..... Petitioner

And

Bharat Electronics Limited

Nagavara

Outer Ring Road

Bangalore 560 045

..... Petitioner

And

CESC Limited,

CESC House, Chowringhee square, Kolkata-700001

..... Respondent

Representatives attended:

Metal & Steel Factory, Ishapore (MSF) [Petitioner]
Absent

Bharat Electronics Limited (BEL) [Petitioner]
Absent

CESC Limited [Respondent]

1. Mr. Avijeet Lala, Advocate
2. Ms. Astha Sharma, Advocate

CASE IN BRIEF

1. The petitioners, Metal & Steel Factory, Ishapore (in short 'MSF') and Bharat Electronics Limited (in short 'BEL') have submitted a petition in terms of regulation 2.13(f) of the WBERC (Conduct of Business) Regulations, 2013 for consideration of net metering system, by the Commission, for the project of 3 MW Solar Plant to be developed by BEL in the premises of MSF. The Ministry of Defence, Government of India has approved the decision of installation of 3 MW solar power plant at the premises of MSF through BEL on nomination basis under developer mode. MSF has approached CESC Limited, the licensee in the area of the proposed project, has declined to provide net metering system for the said project on the ground that the user of the net metering and the owner of the solar plant are two different entity and do not qualify for getting the net metering facility.
2. On going through the petition and the documents submitted therewith, the Commission felt it necessary to hear both the parties for resolution of the issue and accordingly, an e-hearing was fixed on 7th October, 2021 at 14.30 hours and hearing notice was issued to all the parties concerned vide letter dated 16/17th September, 2021. The e-hearing was held as scheduled wherein the representatives on behalf of CESC Limited were present, while representative on behalf of MSF and BEL was absent.
3. Since there was no representative on behalf of MSF and BEL during the e-hearing, the hearing was adjourned to a later date to be fixed after Deewali. However, the Commission observed that the petition, as submitted by the petitioner, was not in an affidavit sworn in a non-judicial stamp paper which is the basic requirement of law. It was decided to intimate the petitioner to submit an affidavit sworn in a non-judicial stamp paper.

Order

4. Hearing is adjourned.
5. The petitioner shall submit an affidavit sworn in a non-judicial stamp paper as per format specified in West Bengal Electricity Regulatory Commission (Conduct of Business) Regulations, 2013, as amended.
6. Since the office is facing hardship in issuing hard copy of the orders to the petitioner and the respondent due to circumstances beyond control of the Commission the copy of the order may be down loaded by the persons involved in the order from the website of the Commission and act on it.

**Sd/-
PULAK KUMAR TEWARI
MEMBER**

**Sd/-
(DURGADAS GOSWAMI)
MEMBER**

**Sd/-
(SUTIRTHA BHATTACHARYA)
CHAIRPERSON**

Dated: 26.10.2021

**Sd/-
SECRETARY**