



Chhattisgarh State Electricity Regulatory Commission

Civil Lines, G.E. Road, Raipur - 492 001 (C.G.)

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Petition no. 03 of 2008(M)

Petitioner:

Jindal Steel & Power Ltd

Copy of Order dated 09.07.2008

M/s JSPL has been permitted by the Commission to avail 100 MW power from M/s JPL for the period upto June 2008 with instructions to process tender through transparent bidding for procurement of 100 MW power beyond 30th June 2008. M/s JSPL started the tender process and earlier had filed a petition, registered as petition No. 03 of 2008 (M), for change in certain conditions of standard tender document (case-2), which was approved by the order of this Commission dated 21/02/08. JSPL has submitted that on opening the tenders received, it has been found that all the three tenderers who participated do not fulfill the eligibility criteria. JSPL by a separate petition has requested for change in the condition of standard document to allow the bidders to use their parent strength (financial capability) so as to meet the net-worth requirement of the tender. When the Commission had passed the orders for amendment of tender conditions on 21/02/08, standard bidding documents (case-1) incorporating bid conditions had not been issued by the Central Government under section 63 of this Act. The Central Government has since issued on 20/06/08, the draft bidding documents for case-1, i.e. for procurement of power by licensee through competitive bidding. The draft documents permit the use of the financial strength of parent companies (para 2.1.4 of SBD)

2. On line with the SBD draft the Commission permits the petitioner to continue with the bidding process by allowing the bidders to use the financial strength of the parent companies to meet the net-worth requirements. JSPL is directed to complete the process of bidding and obtain Commission's approval before 30/09/08 i.e. before expiry of the period of the approval to avail the supply with the existing arrangement.

3. This order may be communicated to the petitioner.

Sd/-
Member

Sd/-
Chairman

True Copy

(N.K. Rupwani)
Secretary