

Before the Appellate Tribunal for Electricity  
(Appellate Jurisdiction)

Appeal No. 14 of 2007

& I. A No. 06 of 2007 & Review Petition No. 23 of 2007 in Appeal No. 20 of  
2006

**Dated: 4<sup>th</sup> April, 2007**

Present:

Hon'ble Mr. Justice Anil Dev Singh, Chairperson  
Hon'ble Mr. H.L. Bajaj, Technical Member

M/s Jindal Steel & Power Ltd.,

-Appellant

V/s.

C.S.E.R.C & Ors.

-Respondents

Counsel for the Appellant :

Mr. A.S. Mathur & Mr. Saurabh Chauhan

Counsel for the Respondents :

Mr. K. Gopal Choudary for Chhattisgarh Biomass  
Energy Developers Association

Ms. Suparna Srivastava for CSEB

ORDER

It was pointed out to the Learned counsel for the appellant that the mandate of the Electricity Act of 2003, and Section 86 (e) thereof and the various policy guidelines are meant to promote the generation of electricity from renewable sources of energy including Biomass. Thereupon the learned counsel for the appellant submitted that the appellant should be permitted to buy the requisite 5% of the energy from any of the generators using renewable sources of energy and it should not be required to buy the same only from the generators of electricity from Biomass. In view of the submission of the appellant, we clarify that the order dated 7<sup>th</sup> September, 2006 does not require the distribution licensees to buy the requisite 5% of energy only from the generators, who are using Biomass for generation of electricity. The distribution

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licensees shall be free to buy 5% electricity from any generator of electricity who is using renewable sources of energy for generation of electricity. With this clarification, Appeal No. 14 of 2007 & Review Petition No. 23 of 2007 are disposed of.

**I.A No. 06 of 2007**

I.A No. 6 of 2007 has been rendered infructuous and the same is disposed of as such.

(H.L. Bajaj)  
Technical Member

(Anil Dev Singh)  
Chairperson