

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005  
Tel. 022 22163964/65/69  
Email: mercindia@merc.gov.in  
Website: [www.merc.gov.in](http://www.merc.gov.in)**

**Date: 29 July 2022**

**CORAM: Sanjay Kumar, Chairperson  
I.M Bohari, Member  
Mukesh Khullar, Member**

**Case Nos.94 and 95 of 2022**

**(Case No. 94 of 2022)**

**Case of Bekaert Industries Private Limited seeking Review of the Order dated 16 March 2022  
in Case No. 170 of 2018 regarding the injection of power from non-captive units of Sai  
Wardha Power Generation for FY 2017-18**

Bekaert Industries Private Limited. .... **Petitioner**

V/s

1. Sai Wardha Power Generation Ltd. (SWPGL)
2. Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)
3. Adani Electricity Mumbai Ltd-Distribution (AEML-D)
4. Tata Power Co. Ltd- Distribution (TPC-D)
5. Maharashtra State Load Despatch Centre (MSLDC)
6. Maharashtra State Electricity Transmission Co. Ltd. (MSETCL) ..... **Respondents**

**(Case No. 95 of 2022)**

**Case of Mahindra CIE Automotive Ltd. seeking Review of the Order dated 2 February 2022  
in Case No. 116 of 2018**

Mahindra CIE Automotive Ltd. .... **Petitioner**

V/s

1. Sai Wardha Power Generation Ltd. (SWPGL)
2. Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)

3. Tata Power Co. Ltd- Distribution (TPC-D)
4. Maharashtra State Load Despatch Centre (MSLDC)
5. Maharashtra State Electricity Transmission Co. Ltd. (MSETCL) ..... **Respondents**

**Appearance of the Parties**

For Petitioner in Case Nos. 94 and 95 of 2022	: Ms. Dipali Sheth (Adv.)
For MSEDCL	: Shri Rahul Sinha (Adv)
For MSETCL	: Shri Sanjeev G Bhole (Rep)
For MSLDC	: Shri M. B. Bhagwat (Rep)
For TPC-D	: Shri Prashant Kumar (Rep)
For AEML-D	: Shri Abaji Naralkar (Rep)
For SWPGL	: Nil

**Daily Order**

1. Advocate of Petitioner stated that it has received replies from MSEDCL only day before the hearing and hence could not file its Rejoinder on the reply in both the Cases i.e., Case Nos. 94 and 95 of 2022 and hence sought adjournment of the hearing in both the cases.
2. Advocate of the Petitioner further stated that the Commission vide Orders dated 2 February 2022 in Case No. 116 of 2018 and dated 16 March 2022 in Case No. 175 of 2017 and 170 of 2018 has directed Distribution Licensees to refund the deposits of Captive Users on account of Cross Subsidy -Surcharge (CSS), if any for FY2017-18 and FY2018-19. However, till date MSEDCL has not refunded any amount. Therefore, the Petitioner sought direction from Commission that MSEDCL may file its affidavit regarding the refund of the CSS amount.
3. Advocate of MSEDCL stated that they are collecting the data regarding the refund of CSS amount and will refund the CSS amount in the first week of August 2022.
4. The Commission directs Petitioner to file its Rejoinder in both the cases within a week with copy to other parties.
5. The Commission directs MSEDCL to file its submission about refund of CSS within a week.

**Next date of hearings in both the Cases will be communicated by the Secretariat of the Commission.**

Sd/-  
**(Mukesh Khullar)**  
Member

Sd/-  
**(I. M. Bohari)**  
Member

Sd/-  
**(Sanjay Kumar)**  
Chairperson