

NOTICE

Subject: Interim Application of Inox Wind Limited to bring subsequent developments on record & addition of prayer in light of these developments in Case No 120/AD/2021.

- **I.A. No. 16 of 2022 in Case No. 120 of 2021**

The Petitioner/Applicant Inox Wind Limited has filed this Application to bring subsequent developments on record & addition of prayer in light of these developments in Case No 120/AD/2021. (Petitioner of Inox Wind Limited under Section 86(1)(f) and other relevant provisions of the Electricity Act, 2003 and Indian Contract Act, 1872 seeking declaration that the Power Purchase Agreement dated 17.07.2018 entered into between Inox Wind Limited and Maharashtra State Electricity Distribution Corporation Limited stands frustrated on account of Force Majeure and impossibility of performance and for consequent relief.)

The Interim prayers of the Petitioner/Applicant are as under-

- (a) *present Application be allowed and the facts/developments set out herein along with documents be allowed to be taken on record and read together with the Petition;*
- (b) *accept and allow addition of prayer (g) and prayer (h) as set out in paragraph 7 above as part of the Petition;*
- (c) *pass such other order(s) as this Hon'ble Commission may deem fit and proper in the facts and circumstances of the case.*

1. I am directed to communicate that e-Hearing in this matter is scheduled on, **Friday, 12 August, 2022 at 10.30 am**. Kindly refer the Practice Directions dated 18 February, 2021 available on MERC website (www.merc.gov.in) for the protocol to be followed for and during the e-Hearing.
2. I am directed to communicate that the Petitioner / Applicant is directed to serve a copy of its above-mentioned Petition/Application in soft copy to the Respondents/Parties and hard copy of the original Petition immediately along with acknowledgement to the office of the Commission.
3. The Respondents are directed to submit the say with documents if any, in soft copy on the above-mentioned Petition/Application immediately within 15 days with a copy to the Petitioner / Applicant and single original copy with affidavit to the Commission immediately.
4. The Parties shall file Petition/ Application/Documents /Replies etc. in the office of the Commission in single original copy with affidavit. In addition, all the documents shall also be filed through e-mail on "ehearing@merc.gov.in" (soft copy in Word and PDF) along

with the scanned copy of the acknowledgment of filing the original hard copy, citations produced during the proceedings.

5. I am directed to communicate that the Notice for e-Hearing in this matter will be issued separately. Kindly refer the Practice Directions dated 18 February 2021 available on MERC website (www.merc.gov.in) for the protocol to be followed for and during the e-Hearing.
6. Petitioner(s) and Respondent(s) shall communicate the name(s), email ID(s), contact number(s), and the address(es) of their Representative(s) (maximum 3 persons) who will be attending e-Hearing. MERC – IT Team will communicate the credentials for login into e-Hearing Application and will also provide assistance for using this Application.
7. Documents to be referred during the e-Hearing shall be emailed to 'ehearing@merc.gov.in' at least one day before the scheduled e-Hearing in office hours only. The said documents will be uploaded in e-Hearing Application for reference of the Commission and all concerned parties. During the e-Hearing, parties shall refer these uploaded documents only.
8. All communication related to e-Hearing shall be made on 'ehearing@merc.gov.in' mentioning MERC Case number.
9. Kindly note that the Commission has launched 'Petition E-filing Portal' from 15 August 2021. All new Petitions filed post 15 August 2021 needs to be filed through 'Petition E-filing Portal'. Similarly, all Reply/Rejoinder or any other document in such cases also needs to be filed through 'Petition E-filing Portal'. Parties may refer Practice Directions dated 15 August 2021 in this regard on the website of the Commission <https://www.merc.gov.in>.

Sd/-
(Anilkumar Ukey)
Director Legal, (I/c.)

Petitioner

Inox Wind Limited
Having its registered office at
Plot No. 1, Khasra No. 264 to 267,
Industrial Aream Village – Basal, District – Una,
Pin Code – 174 303.
E-mail:- sanjaysen.newdelhi@gmail.com / Sakya@neetiniyaman.co
harshita.joglekar@neetiniyaman.co

The Chief Engineer (Power Purchase)
Maharashtra State Electricity Distribution Co. Ltd
Plot No G-9, Prakashgad,
5th Floor, Anant Kanekar Marg,
Bandra (East), Mumbai - 400 051
E-mail :- setrcmsedcl@gmail.com / ceremsedcl@gmail.com

Respondent No. 1

Yes Bank Limited

Having its registered office at

D- 12, South Extension Part II

Delhi – 110 049.

E-mail :- sandeep.bothra@yesbank.in

Respondent No. 2