

**BEFORE THE MAHARASHTRA ELECTRICITY REGULATORY COMMISSION**  
**World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai**  
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**Email: mercindia@merc.gov.in**  
**Website: www.merc.gov.in**

**NOTICE**

**In**  
**Case No. 78/AD/2023**

**In the matter of:**

**ACME Heergarh Powertech Pvt. Ltd. & Anr. .... Petitioner(s)**

**V/s.**

**Maharashtra State Electricity Distribution Co. Ltd. & Ors. .... Respondent(s)**

**Subject: -** Petition of ACME Heergarh Powertech Pvt. Ltd. & Anr. under Section 86 of the Electricity Act, 2003 and the Power Purchase Agreement dated 21.08.2019 executed between ACME Heergarh Powertech Pvt. Ltd. and Maharashtra State Electricity Distribution Company Ltd., seeking directions to MSEDCL to not levy penalty for shortfall in generation for FY 2022-23 due to force majeure events.

1. I am directed to communicate that e-Hearing in this matter is scheduled on, **Friday, 29<sup>th</sup> September, 2023 at 10.30 am.** Kindly refer the Practice Directions dated 14 November, 2022 available on MERC website ([www.merc.gov.in](http://www.merc.gov.in)) for the Operational Procedure and Protocol to be followed for e-Hearing before the Commission.
2. Petitioner(s) and Respondent(s) shall communicate the name(s), email ID(s), and contact number(s), of their Representative(s) (maximum 3 persons) who will be attending e-Hearing, well in advance at least two days before the e-Hearing. MERC – IT Team will communicate the credentials for login into e-Hearing Application and will also provide assistance for using this Application.
3. In case of technical constraint of Video-Conferencing platform, credential for login will be given to one or two persons only. All others can attend the e-Hearing through live streaming link provided on website of the Commission.
4. Documents to be referred during the e-Hearing shall be uploaded on ‘Petition E-filing Portal’ only, at least two days before the scheduled e-Hearing for reference of the Commission and all concerned parties. During the e-Hearing, parties shall refer these uploaded documents only.
5. All communication related to e-Hearing shall be made on ‘[ehearing@merc.gov.in](mailto:ehearing@merc.gov.in)’ mentioning MERC Case number.
6. NOTICE is hereby given to you to attend e-Hearing through video conferencing through an authorized functionary or duly authorized advocate before this Commission on said date and time.
7. TAKE FURTHER NOTICE that if you fail to appear on the said date and time, the matter will be heard in your absence on the said date or any subsequent date to which the matter may be posted, as directed by the Commission, without any further notice. Failure of the Parties to

appear before the Commission on the date of e-Hearing, the Parties shall be a sole responsible for its cause and consequences.

8. Issued in Mumbai under my hand and as directed by the Commission on **Monday, the 24<sup>th</sup> day of July, 2023.**

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

ACME Heergarh Powertech Pvt. Ltd.  
Plot No.1 52, Sector-44,  
Gurgaon-122002, Haryana.  
Email: [cs.acme@acme.in](mailto:cs.acme@acme.in) / [tushar.goyal@acme.in](mailto:tushar.goyal@acme.in)

Petitioner

The Chief Engineer (TRC)  
Maharashtra State Electricity Distribution Co. Ltd.  
5<sup>th</sup> Floor, Plot No. G-9,  
Anant Kanekar Marg, Prakashgad,  
Bandra (East), Mumbai 400 051  
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Respondent