

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005  
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**Date: 07 November, 2023**

**CORAM: Sanjay Kumar, Chairperson  
Anand M.Limaye , Member  
Surendra J. Biyani, Member**

**Case No. 97 of 2023**

**Petition of Classic Marble Company Pvt. Limited (CMCPL) under Sections 86 (1) (f), 142, 146 and 149 of the Electricity Act, 2003 for Non-Compliance of the Commission's Orders dated 7 September 2021 in Case No. 148 of 2020 by MSEDCL**

Classic Marble Company Pvt. Limited (CMCPL) : Petitioner

Maharashtra State Electricity Distribution Company Limited (MSEDCL) : Respondent

**Appearance:**

For the Petitioner : Ms. Meenakshi Jain (Rep.)

For the Respondent : Mr.Rahul Sinha (Adv.)

**Daily Order**


1. Heard the Representative for Petitioner & the Advocate of the Respondent.
2. Representative of the Petitioner stated that MSEDCL vide reconciliation statement 28 December 2022 agreed to pay out DPC amounting to Rs.48.12 Lakhs. But now, it has changed its stand. On 6 October 2023 MSEDCL paid out reduced DPC payment to the tune of Rs.29.29 Lakhs. Such disparity in claim settlement is not acceptable. She highlighted that MSEDCL has delayed the compliance of the impugned Order dated 7 September 2021 by 759 days. Hence, appropriate direction needs to be given to the MSEDCL.
3. Advocate appearing on behalf of the MSEDCL acknowledged delayed compliance. He submitted that the computation for DPC has been revised by considering SBI MCLR +2% interest rate. The said consideration is in line with the Commission's recent ruling on DPC matters.

4. The Commission notes that reconciliation exercise which has been carried out by the parties in accordance with the Commission's directive in Case No.148 of 2020, needs to be treated as final. Disputing such reconciliation signed by both parties on latter date would vitiate sanctity of process adopted.
5. Hence, the Commission directs MSEDCL to settled the differential amount within the 3 (Three) weeks' time along with the penal interest 1.25% on differential DPC. MSEDCL is directed to file compliance report accordingly, within a week thereafter.
6. **Next date of hearing will be intimated separately by the Secretariat of the Commission.**

Sd/-  
**(Surendra J. Biyani)**  
Member

Sd/-  
**(Anand M.Limaye)**  
Member

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

  
**(Dr. Rajendra G. Ambekar)**  
Secretary

