

**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: 31 October 2023**

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

**Case No. 19 of 2023 and IA No. 40 of 2023**

**Case of Shri Tradco India Pvt. Ltd. for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2016-17 to FY 2021-22 under the applicable MERC Distribution Open Access Regulations and IA for condonation of delay for filing the claim for FY 2016-17**

Shri Tradco India Pvt. Ltd. : **Petitioner**

**Vs**

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : **Respondent**

**Case No. 65 of 2023 and IA No. 34 of 2023 and 35 of 2023**

**Case of M/s S. K.Shivaraj for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2016-17 to FY 2020-21 under the applicable MERC Distribution Open Access Regulations and IA for condonation of delay for filing the claim for FY 2016-17 and FY 2017-18**

M/s S. K.Shivaraj : **Petitioner**

**Vs**

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : **Respondent**

**Case No. 80 of 2023**

**Case of M/s Balkrishna Sizing Industries for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2018-19 to FY 2021-22 under the applicable MERC Distribution Open Access Regulations**

M/s Balkrishna Sizing Industries : **Petitioner**

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : Respondent

**Case No. 81 of 2023**

**Case of Shri Tejas Sizars for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2017-18 and FY 2021-22 under the applicable MERC Distribution Open Access Regulations**

Shri Tejas Sizars : Petitioner

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : Respondent

**Case No. 88 of 2023**

**Case of Pragati Agencies for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2018-19 and FY 2021-22 under the applicable MERC Distribution Open Access Regulations**

Pragati Agencies : Petitioner

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : Respondent

**Case No. 89 of 2023**

**Case of S.K.Veerbhadrappa & Co. for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2018-19 to FY 2021-22 under the applicable MERC Distribution Open Access Regulations**

S.K.Veerbhadrappa & Co. : Petitioner

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) : Respondent

**Case No. 90 of 2023**

**Case of M/s B.S.Channabasappa & Sons and Others for payment for purchase of surplus units / over-injected units with 18 % interest per annum for the period from FY 2018-19 to FY 2021-22 under the applicable MERC Distribution Open Access Regulations**

M/s B.S.Channabasappa & Sons and Others : Petitioner

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)

: Respondent

**Case No. 144 of 2023**

**Case of Verroc Engineering Ltd. for payment for purchase of surplus units / over-injected units with 15 % interest per annum for the period from July 2014 to June 2016 under the applicable MERC Distribution Open Access Regulations**

Verroc Engineering Ltd.

: Petitioner

Vs

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)

: Respondent

**Appearance:**

For Petitioner in following Cases.

1. Case No. 19 of 2023 &IA
2. Case No.65 of 2023 & IA
3. Case No. 80 of 2023
4. Case No. 81 of 2023
5. Case No. 88 of 2023
6. Case No. 89 of 2023
7. Case No. 90 of 2023

: Mr. Avijeet Lala (Adv.)

For Petitioner in Case No. 144 of 2023

: Mr. Vishal Hegde (Adv.)

For MSEDCL

: Mr. Kiran Gandhi (Adv.)

: Mr. Abhishek Khare (Adv.)

**Common Daily Order**

1. Heard the Advocates for the Petitioners/Applicants and Respondent for all the above listed Eight Cases regarding payment of surplus overinejcted units for Open Access transactions.
2. Advocate for the Petitioners in the above 8 cases stated that MSEDCL has made the payment for the surplus over-injected units without any interest amount. Further, MSEDCL has also not made the payment for a certain period in some cases stating that the period is barred by the law of limitation.
3. In reply, Advocate for the MSEDCL stated that it has made the payment for surplus over-injected units where they are entitled as per the law of limitation, and it has not made the payment of interest in all the cases as period is barred by the law of limitation.
4. Considering the above submission of Parties, the Commission directs the Petitioners and MSEDCL to sit together and resolve the issue of admissible entitled amount of surplus over-injected units (including interest amount) for claimed periods as per the provisions of


limitation Act/Regulations/past Order of the Commission. The Parties shall submit the joint report of such discussions within one month.

**Upon receipt of the Report of Parties, the next date of the hearing will be communicated 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**

