

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005.  
Tel. 022 22163964/65/69 Fax 22163976  
Email: mercindia@mercindia.org.in  
Website: [www.mercindia.org.in](http://www.mercindia.org.in)**

**Case No. 82 of 2011 & 101 of 2011**

**Dated: 8<sup>th</sup> November, 2011**

**CORAM: Shri V. P. Raja, Chairman  
Shri Vijay L. Sonavane, Member**

**In the matter of:**

Mumbai International Airport Pvt. Ltd. ....Petitioner (s)

V/s

1. Reliance Infrastructure Ltd.  
2. Tata Power Company Ltd. ....Respondent (s)

Counsel/ Representative for the Petitioner (s): 1) Mr. Sitesh Mukherjee, (Adv.)  
2) Mr. P. S. Ganguly (Rep.)

Counsel/ Representative for the Respondent (s): 1. Ms. Anjali Chandurkar (Adv.) for Resp. No.1  
2. Mr. D. J. Kakalia (Adv.) for Respondent No. 1  
3. Mr. Amey Nair (Rep.) for Respondent No. 2

**Daily Order**

Heard the Ld. Advocate Shri. Sitesh Mukherjee for Petitioner and the Advocate Ms. Anjali Chandurkar for Respondent No.1.

The Counsel for the Petitioner made oral submission that, in the Affidavit filed by the Petitioner on 04.11.2011, there are certain typographical errors in Para 5 of the Affidavit. The corrected version as submitted by the Counsel is as under:

Year	Option 1			Option 2		
	As per OMDA			As per AERA Act		
	Aero	Non-Aero	Total	Aero	Non-Aero	Total
2010-11	79.97%	20.03%	100.00%	86.64%	13.36%	100.00%

The Counsel for Respondent No.1 submitted today that, they have filed a Civil Appeal No. 7525 of 2011 before the Hon'ble Supreme Court of India against the Judgment dated 31.05.2011 and 18.07.2011 passed by the Hon'ble Appellate Tribunal for Electricity and the said Civil Appeal has been admitted. The facts and issues involved in the Civil Appeal are needed to be looked into.

**Post the matter for further hearing on Friday, 25<sup>th</sup> November, 2011.** In the meantime the Respondent No.1 is directed to submit the full set of the paper book of Civil Appeal No. 7525 of 2011 filed in the Supreme Court of India.

Sd/-  
(Vijay L. Sonavane)  
Member

Sd/-  
(V. P. Raja)  
Chairman