

**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: merc@mercindia.org.in
Website: www.mercindia.org.in**

Case No. 82 of 2011 & 101 of 2011

Dated: 18th January 2012

**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. The Tata Power Company Ltd.Respondent (s)

Advocate/ Representative for the Petitioner (s): 1) Shri. Pallav Shukla, (Adv.)
2) Shri. H.M. Inamdar (Adv.)

Advocate / Representative for the Respondent (s): 1) Ms.Anjali Chandurkar (Adv.)

Daily Order

Heard the Advocate Shri. Pallav Shukla for the Petitioner and Advocate Ms. Anjali Chandurkar for the Respondent No.1.

The Petitioner is directed to clarify the following points:

- (a) MIAL has raised the tariff for its individual consumers within MIAL premises to Rs. 15.25 per unit (from Rs. 10.39 per unit) w.e.f. June 1, 2008 (i.e., w.e.f. date of effectiveness of first impugned Order), which is higher than the tariff approved by the Commission for MIAL as well as the commercial category for RInfra i.e., Fixed Charge of Rs. 150 per kVA per month and Energy Charge of Rs.8.77/kWh.
- (b) The tariff for MIAL was reduced through the Commission's Order for RInfra dated June 15, 2009 (the tariff revision for HT commercial category was not stayed, since there was a tariff reduction). However, the same has not been passed on to its consumers by MIAL.
- (c) After migrating from RInfra to TPC w.e.f. November 1, 2009, MIAL reduced the tariff for its individual consumers with MIAL premises to Rs. 9.50 per unit from Rs. 15.25 per unit, w.e.f. November 1, 2009, which is higher than the tariff approved by the Commission for TPC i.e., Fixed Charge of Rs. 150 per kVA per month and Energy Charge of Rs.4.35/kWh for MIAL as well as the commercial category for TPC.

(d) the basis for charging such higher tariff than the tariff approved by the Commission for that category of consumer.

The Petitioner is further directed to submit the primary and secondary back-up data, which have been shared with RInfra, to the Commission.

The Petitioner is also directed to submit the proposed methodology for refund of the difference amount to the individual consumers, within the Airport complex, in case the tariffs applicable to MIAL are reduced.

Further, the Respondent No. 1 is directed to send requirement for the primary and secondary back-up data along with reasons to the Petitioner, by January 19, 2012, and Petitioner is directed to provide all such primary and secondary back-up data, latest by January 25, 2012, to the Respondent, with a copy to the Commission.

Post the matter for hearing on Monday, 10th February, 2012, at 10:30 hrs.

Sd/-

(Vijay L. Sonavane)
Member

Sd/-

(V. P. Raja)
Chairman