Before the

MAHARASHTRA ELECTRICITY REGULATORY COMMISSION

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Case No. 154 of 2013 and Case No. 189 of 2013

Dated: 18 February, 2014

CORAM: Shri Vijay L. Sonavane, Member

Smt. Chandra Iyengar, Member

Case No. 154 of 2013:

In the matter of Petition filed by Indiabulls Power Limited for compensation in tariff on account of increase in fuel and other incidental costs and dispute between a Generating Company and the Distribution Licensee, relating to the provisions of the Power Purchase Agreements (PPAs) dated 22nd April 2010 and 5th June 2010.

Indiabulls Power Ltd.	Petitioner
V/s	
Maharashtra State Electricity Distribution Co. Limited	Respondent
Advocates / Representative for the Petitioner:	Shri. Sanjay Sen (Adv.)
Advocate / Representative for the Respondent:	Shri. Deepa Chavan (Adv.) Shri. A.S.Chavan, MSEDCL
Authorised Consumer Representatives:	Smt. Ashwini Chitnis (Prayas) Shri. Ashok Pendse (TBIA)
And <u>Case No. 189 of 2013</u> : In the matter of: Petition of Adani Power Maharash tariff on account of "Change in Law" under the PPAs 16.02.2013.	_
Adani Power Maharashtra Ltd.	Petitioner
V/s	
Maharashtra State Electricity Distribution Co. Limited	Respondent
Advocates / Representative for the Petitioner:	Shri. Sanjay Sen (Adv.)

Advocate / Representative for the Respondent: Shri. Deepa Chavan (Adv.)

Shri. A.S.Chavan, MSEDCL

Authorised Consumer Representatives: Smt. Ashwini Chitnis (Prayas)

Shri. Ashok Pendse (TBIA)

Daily Order

Heard the advocates of the Petitioners, Respondents and the Consumer Representatives.

The Commission is in the process of appointing a Consultant to evaluate the common aspects relevant to the above mentioned cases, such as legal aspects, Sanctity of Contracts under Section 63 of the Act, implications of Ministry of Power's communication dated 31 July 2013, methodology of computation of incremental cost, etc. The Consumer Representatives may suggest any specific issues which can be included in the Terms of Reference at the earliest. The approved Terms of Reference for the Consultant will be made available to all the parties and the Consumer Representatives. The parties and the Consumer Representatives are directed to provide their viewpoints on the key issues highlighted in the Terms of Reference. After submission of detailed report by the Consultant, the Secretariat of the Commission will communicate the next date of hearing in these matters.

Sd/-(Chandra Iyengar) Member Sd/-(Vijay L. Sonavane) Member