

Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005.
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M.A. No. 7 of 2014 in Case No. 101 of 2014

Dated: 29 May, 2014

CORAM: Smt. Chandra Iyengar, Chairperson
Shri Vijay L. Sonavane, Member

In the matter of Application for interim orders in regard to the unilateral claim for cross-subsidy surcharge by the Respondent, Maharashtra Electricity Distribution Company Limited.

Wardha Power Company Ltd.Petitioner

V/s

Maharashtra State Electricity Distribution Company Limited ...Respondent

Advocate/ Representative for the Petitioner: Shri. Manu Seshadri (Adv.)
Shri. N.Ramakrishnan, WPCL

Advocate/ Representative for the Respondent: Shri. Samir Malik (Adv.)
Shri. Abhijeet Deshpande, Director (Operations)

Consumer Representative: Shri. Ashok Pendse, TBIA

Daily Order

Heard the Advocates and Representatives for the Petitioner and of the Respondents.

The Commission noted that the Petitioner in its submission has mentioned that there has been a change in the shareholding pattern on 1 April, 2013. The Commission further noted that details of the same was not intimated to the Commission and also not furnished to MSEDCL.

The Commission directs the Petitioner to submit the following:

- a) Reasons for not informing and submitting the necessary documents regarding change in shareholding pattern at the time of filing of Open Access Application for FY 2013-14 or the day when the shareholding pattern was changed.
- b) Copy of the Article of Association and details of share certificate of each captive user for FY 2012-13 and FY 2013-14.

- c) For change in the shareholding pattern, the Petitioner to provide the details of the same e.g., change in the number of shares allotted, date of such change in the shares, etc. along with the documentary evidence.
- d) WPCL to provide the Chartered Accountant certificate regarding the shareholding pattern including the change in shareholding along with the date of effect of such change in shareholding pattern.
- e) Provide the month-wise details of gross generation, auxiliary consumption and net generation duly certified by MSLDC.
- f) Provide month wise consumption of each consumer along with the copy of electricity bills issued by MSEDCL along with the re-conciliation statement.
- g) Provide the month-wise details of applicable transmission and distribution losses considered for each of the captive user.
- h) Provide the details of outages (forced and planned outages) and confirm whether during outages (forced and planned outages) of Unit-3 & 4, captive users have been provided supply from any other source including Unit 1 & 2:
 - (i) If yes, provide the details of energy supplied and energy consumed during such period;
 - (ii) Also provide the details of such energy supplied duly certified from MSLDC.
- i) Correspondence/documents (e.g., shareholding pattern, consumption patter, open access capacity sought, etc.) submitted by the Petitioner along with the Open Access Application for grant of Open Access for FY 2013-14.
- j) Provide the month-wise details of applicable transmission and distribution losses considered for each of the captive user while giving the credit of energy supplied from the CPP Approval letter of grant of Open Access to each consumer.

MSEDCL should confirm the statement of month-wise consumption by Captive Users (after grossing up applicable losses) provided by the Petitioner in the Application and statement of proportionate consumption criteria specified in the Electricity Rules,2005.

The Commission directs the Petitioner to submit the above information complete in all respect on or before 10 June, 2014.

Next date of hearing shall be communicated by Secretariat of the Commission.

Sd/-

(Vijay L. Sonavane)

Member

Sd/-

(Chandra Iyengar)

Chairperson