

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13<sup>th</sup> Floor, Cuffe Parade, Mumbai 400005  
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**Case No. 85 of 2010 & Case No. 87 of 2010**

**Date: 29 July 2013**

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

**In the matter of:**

**Case No. 85 of 2010**

Maharashtra State Electricity Distribution Company Limited (MSEDCL),.....Applicant  
Prakashgad, Bandra (E)  
Mumbai 400 051

Vs.

Mula-Pravara Electric Co-operative Society Limited (MPECS).....Respondent  
Shrirampur, District – Ahmednagar.

**In the matter of:**

**Case No. 87 of 2010**

Mula-Pravara Electric Co-operative Society Limited (MPECS)..... Applicant  
Shrirampur, District – Ahmednagar.

Vs.

Maharashtra State Electricity Distribution Company Limited (MSEDCL),.....Respondent  
Prakashgad, Bandra (E)  
Mumbai 400 051

Advocate/ Representative for MPECS:     Shri. Shaunak Thacker (Advocate)  
  Shri. Bhavesh V. Panjuani (Advocate)  
  Shri. J.G. Karpe, (Representative)

Advocate/ Representative for MSEDCL:     Ms. Deepa Chavan (Advocate)  
  Shri. C.A. Gadre, (Representative)

## Daily Order

Heard the Advocates of both Parties.

The Commission directed the following:

1. MSEDCL to submit its opinion whether specific conditions of distribution licence need to be specified to MSEDCL considering various provisions in the Electricity Act, 2003.
2. MSEDCL to submit the information about what has been done in other States like Andhra Pradesh, Gujarat, etc. regarding notifications of specific conditions of licence for State Discoms and what is the term of licence, if the same have been notified.
3. MSEDCL to submit the information as to what has been done in other States like Andhra Pradesh, Gujarat, etc., after expiry of term of licenses of distribution licensees which were existed and operated concurrently with SEBs.
4. MSEDCL to submit the implications for the two scenarios – (i) If MSEDCL has licence for whole State of Maharashtra and (ii) If MSEDCL has licence for whole State of Maharashtra excluding areas where other distribution licensees are operating.
5. MPECS to file on affidavit, the old documents relevant to the matter such as map of area of MPECS, consent of MSEB for issue of licence to MPECS etc., as submitted by MPECS during the hearing and serve the copy to MSEDCL.
6. Both parties to submit their views on separating the proceedings of the Case No. 85 of 2010 and Case No. 87 of 2010.
7. Both the parties to study Preamble of existing as well as repealed Acts. i.e. Electricity Act 2003, Indian Electricity Act 1910 and Electricity (Supply) Act 1948 to get idea about principle objectives of lawmakers towards geographical jurisdiction issue.
8. Both the parties to submit the Case Laws regarding old grant leases in Cities like Hyderabad, Secunderabad etc.

Post the matter for further hearing on **Tuesday, 20 August, 2013 at 11:00 hrs.**

Sd/-  
( Chandra Iyengar)  
Member

Sd/-  
(Vijay L. Sonavane)  
Member

Sd/-  
(V. P. Raja)  
Chairman