

Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
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Case No. 38 of 2015 & MA No 2 of 2015 in Case No 38 of 2015

In the matter of
Petition of M/s Global Energy Private Limited under Sections 86 (1) (f), 86 (1) (k) &
Regulations 92 and 93 of MERC (Conduct of Business) Regulations 2004 for seeking
issuance of appropriate directions for implementation of the agreement dated 13.06.2014
read with letters dated 08.07.2014, 19.12.2014 and 22.12.2014, in line with the
Commission's the order dated 02.06.2014

Dated: 24 March, 2015

CORAM: Smt. Chandra Iyengar, Chairperson
Shri. Azeez M. Khan, Member
Shri. Deepak Lad, Member

M/s Global Energy Private Limited Petitioner

V/s

1. Maharashtra State Electricity Distribution Co. Ltd.
2. Maharashtra State Load Dispatch Centre ... Respondents

Appearance

Advocate/Representative for the Petitioner : Shri.Sanjay Sen, Sr. Advocate

Advocate/Representative for the Respondent No. 1 : Smt. Swati Vyavahare, MSEDCL

Advocate/Representative for the Respondent No. 2 : Shri. Jayant D. Weekar, MSLDC

Daily Order

Heard the Representatives of Petitioner and Respondents.

Petitioner (GEPL) has filed the present Petition on 11 March, 2015. Vide its letter dated 11 March, 2015, the Petitioner has also made request before the Commission for urgent hearing in the matter. In this regard Petitioner has submitted that;

- (i) MSEDCL through a letter dated 3 January, 2015 has sought to curtail the standby Power arrangement upto 31 March, 2015 which was extended to the Petitioner in terms of an agreement dated 13 June, 2014.

- (ii) Since the above said arrangement for standby power was also made precondition for grant of Open Access by MSLDC, there arose a serious apprehension that the Open Access permission accorded to Petitioner could also be withdrawn.
- (iii) There is also a threat of invocation of Bank Guarantee (dated 11 July 2014 amounting to Rs 5,78,18,200/-) of the Petitioner which has been submitted to MSEDCL for availing standby power.
- (iv) In case the above happens then the entire transactions of the Petitioner with Karnataka Discoms will become infructuous thereby leading to adverse financial impact on the Petitioner.

In view of above urgency in terms of curtailment of standby power by MSEDCL, threat of invocation of Bank Guarantee by MSEDCL and consequent apprehension of curtailment of Open Access by MSLDC, Petitioner prayed for early hearing in the matter. Petitioner also prayed before the Commission for giving necessary direction to MSEDCL not to take any coercive action against the Petitioner.

MSEDCL is hereby directed not to take any coercive action against the Petitioner till the date of issuance of Order in Case No.181 of 2014 or 30 April, 2015, whichever is earlier.

Case along with M.A. is reserved for Order.

**Sd/-
(Deepak Lad)
Member**

**Sd/-
(Azeez M. Khan)
Member**

**Sd/-
(Chandra Iyengar)
Chairperson**