

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: mercindia@mercindia.org.in
Website: www.mercindia.org.in/www.merc.gov.in/

Case No. 80 of 2013

Dated: 3 September, 2015

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

In the matter of Compliance of the ATE's Judgment dated 29 May, 2015 in Appeal No. 241 of 2014 filed by M/s. Classic City Investments Pvt. Ltd Challenging the Commission's Order in MERC Case No. 80 of 2013 dated 7 August, 2014 (Petition filed by Classic Citi Investment Pvt. Ltd. against MSEDCL for reimbursement of excess voltage surcharge collected by MSEDCL.)

M/s. Classic Citi Investments Pvt. Ltd.Petitioner

V/s

Maharashtra State Electricity Distribution Co. Ltd.Respondent

Advocates / Representative for the
Petitioner

Shri. N. M. Kumar

Advocates / Representative for the
Respondent (s)

Smt. Deepa Chawan (Adv.)

Consumer Representative

Shri Ashok Pendse

Daily Order

Heard the Advocates of Petitioner and Respondent. Advocate appearing for MSEDCL submitted that MSEDCL is in the process of challenging ATE Judgement dated 29 May, 2015 before the Supreme Court.

The Commission noted that Hon'ble ATE in its Judgement has issued specific directives of refunding the amount collected towards the voltage surcharge. Also, there is no stay on that ATE Judgment. Hence MSEDCL needs to implement the same.

Consumer Representative submitted that ATE Judgement is generic in nature and is applicable to all such cases.

The Commission directed MSEDCL to submit the reasons for delay in implementation of ATE Judgment and timeline for refund of amount as directed in the ATE Judgment. Further, MSEDCL is directed to file its submission on applicability of ATE Judgment dated 29 May, 2015 to other such consumers. All these submission need to be filed by 14 September, 2015 with copy severed to other parties.

The Case is reserved for Order.

Sd/-
(Deepak Lad)
Member

Sd/-
(Azeez M. Khan)
Member

Sd/-
(Chandra Iyengar)
Chairperson