

**Before the**  
**MAHARASHTRA ELECTRICITY REGULATORY COMMISSION**  
**World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005**  
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**Case No. 30 of 2011**

**Dated: 9 September, 2015**

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

**Suo Motu Hearing in the matter of**

Order dated 22<sup>nd</sup> February, 2010 in Case No. 60, 81, 83, 84, 85, 86 of 2009 for seeking  
changeover from BEST Undertaking to Tata Power Company Limited.

Shri. Guruprasad Shetty	....Petitioner in Case No. 60 of 2009
BEST Undertaking The Tata Power Company	.....Respondents
Representatives of the Respondents (BEST)	: Shri. R.D. Patsute
Representatives of the Respondents (Tata Power)	: Smt. S.R. Mehendale
Authorized Consumer Representative	: Shri. Ashok Pendse, TBIA
Other parties	: Shri. Rakshpal Abrol : Shri. Ponrathnam

**Daily Order**

Heard the Petitioner, Respondents and Authorized Consumer Representatives.

The Petitioner briefly highlighted the chronology of events related to its application for supply of power from Tata Power. He submitted that due to delay in disconnection of supply by BEST and releasing the supply by TPC, he has suffered a financial loss on account of higher Tariff of BEST. The Petitioner therefore sought compensation on this account.

BEST submitted that it facilitated the changeover of the Petitioner from BEST's network to TPC's network immediately after the Supreme Court Judgment. BEST further contended that it did not receive any claim from the Petitioner seeking compensation. TPC submitted that it had taken necessary measures to effect the supply to the Petitioner. However, due to lack of excavation permissions and subsequent stay Order of the Supreme Court, there was delay in releasing the supply to the Petitioner.

Shri. Rakshpal Abrol stated that consumers are deprived of the benefits of competition inspite of existence of parallel licensees. Shri. Ponrathnam suggested that a wider consultation may be held for deliberation of related issues and also for awareness of consumers.

Shri. Ashok Pendse from Thane Belapur Industries Association, Authorized Consumer Representative, stated that the distribution licensees are required to adhere to the timelines for consumer's requests such as disconnection, new connection etc.

The Commission directs BEST to file its submission clarifying its stand on the compensation claimed by the Petitioner, within 10 days with copies served on all the parties.

The Commission directs TPC to make a detailed submission elaborating the steps taken by it to fulfill USO and its say on the issue raised regarding compensation to the Petitioner and the consumers at large with copies served on all the parties.

Next date of the hearing will be communicated by the Secretariat of the Commission only after the receipt of written submission from the Parties.

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

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

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