

**Before the**  
**MAHARASHTRA ELECTRICITY REGULATORY COMMISSION**  
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**Case No.206 of 2014**

**Date: 13 October, 2015**

**CORAM: Shri. Azeez M. Khan, Member  
Shri. Deepak Lad, Member**

**In the matter of**  
**Petition of MSEDCL seeking payment /adjustment from M/s Sai Wardha Power Ltd (i) Rs.50.44 Crores towards the refund of the amount paid by the petitioner in pursuance of tripartite energy purchase agreement (the “EPA”) (ii) Rs.8.79 Crores towards balance cross subsidy surcharge for FY 2012-13**

Maharashtra State Electricity Distribution Company Limited (MSEDCL) .....Petitioner

V/S

Sai Wardha Power Ltd. (SWPL) ...Respondent

**Present during the hearing**

For the Petitioner : Shri Ashish Singh, Advocate

For the Respondent : Shri Jheel Mehta, Advocate

For the Consumer Representative : Dr. Ashok Pendse, TBIA

**Daily Order**

The Parties were informed of the Commission’s decision to constitute a two Member Bench to hear and decide this Case. Advocates of the Parties gave their consent to further hearing of the matter as being in continuation of earlier proceedings.

Heard the Advocates of the Petitioner, Respondent and Authorized Consumer Representative.

The Petitioner submitted that it had made minor amendments to the Petition due to change in the figure of CSS for 2012-13 after audit and submitted them to the Commission in December, 2014. The Bench took on record these amendments to the Petition.

The Bench notes that the Respondent has filed its Reply late. It directed Petitioner to submit its Rejoinder, if any, within four weeks.

**Next date of hearing will be communicated by the Secretariat of the Commission**

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

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