

Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
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Case No. 143 of 2014 and
Miscellaneous Application No. 9 of 2014 in Case No. 143 of 2014

In the matter of

Petition of M/s Maharashtra Seamless Limited, seeking direction against the Respondents for supplying electricity to the petitioner and not to impose costs of Transmission Network on the Petitioner which is not within the purview of the Electricity Act, 2003 and rules thereof read with the MERC (Electricity Supply Code and Other Conditions of Supply) Regulation, 2005 and the Circular No. 182 dated August 8, 2013 issued by the MSEDCL.

Dated: 1 December, 2015

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

M/s. Maharashtra Seamless Ltd.

... Petitioner

V/s

1. Maharashtra State Electricity Transmission Co.Ltd. (MSETCL)

2. Maharashtra State Electricity Distribution Co.Ltd. (MSEDCL)

... Respondents

Appearance:

For the Petitioner

: Smt. Dipali Sheth, (Adv.)

For the MSETCL

: Smt. Savita Prabhune, (Adv.)

For the MSEDCL

: None

Daily Order

The Commission informed the parties that since the final Order could not be issued before the Chairperson demitted Office on 9 November, 2015, this matter is scheduled for rehearing. Parties requested to take on record all their earlier submissions and gave their consent to hear and decide this matter in continuance of the earlier proceedings.

Heard the Advocates of Petitioner and Respondent.

MSETCL mentioned the provisions of Regulations 3.2 and 3.3 of MERC (Electricity Supply Code and Other Conditions of Supply) Regulations, 2005 and further, made a submission on the jurisdiction issue of this matter before this Commission. MSETCL requested to remand this matter to CGRF. MSETCL also submitted that the application made by the Petitioner in

this matter is to be considered as an application under DDF as the Petitioner has also paid the supervision charges.

Petitioner submitted that it has never made the application under DDF and the undertaking given by the Petitioner to MSEDCL is under duress.

Parties are directed to file any additional submissions within a week from date of this Order.

Case is reserved for Orders.

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

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