

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

Case No. 17 of 2015

Dated: 15 December, 2015

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

In the matter of:- Petition of MSEDCL under Sections 42 (2) & 86 (1) of the Electricity Act, 2003 & Regulation 13 of MERC (Distribution Open Access) Regulations, 2005 for seeking re-determination of Cross Subsidy Surcharge.

Maharashtra State Electricity Distribution Co. Ltd (MSEDCL) Petitioner

Representative for the Petitioner:

Shri. Ashish Singh (Advocate)
Shri. D.H.Kulkarni (Rep)

Daily Order

Heard the Advocate and Representative of the Petitioner.

MSEDCL stated that submission on two issues mentioned in Daily Order dated 17 November, 2015 has been filed on 11 December, 2015. Advocate of MSEDCL further stated that though the MSEDCL is financially neutral to under recovery of CSS from Open Access consumers, such under recovery has been passed on to the other consumers. Hence, MSEDCL requested the Commission to re-determine the CSS for the period of September, 2013 to February, 2014 by adopting the process of public hearing.

MSEDCL submitted that one consumer has approached it for refund of CSS as per ATE's Order dated 11 September, 2013 wherein MERC's Order in Case No. 107 of 2013 has been remanded. More consumers may approach for refund in future. MSEDCL is yet to refund such CSS as present matter is subjudice before this Commission.

On the quantification of under-recovered CSS, MSEDCL has submitted that such quantification is yet to be carried out. The Commission suggested that MSEDCL may rethink its stand on the present Petition by considering the quantum of alleged under recovery and

also the fact that MSEDCL is revenue neutral. MSEDCL agreed to submit its submission within three weeks.

Next date of hearing will be decided based on the MSEDCL's submission.

Sd/-
(Deepak Lad)
Member

Sd/-
(Azeez M. Khan)
Member