

**Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
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Case No. 61 of 2015

Dated: 5 January,2016

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

In the matter of

Petition of The Ruby Mills Ltd under sub-section 1(f) of Section 94 and Section 142 of the Electricity Act, 2003 in the context of Order dated 27 February, 2015 delivered by the Consumer Grievance Redressal Forum, Kalyan Zone, Kalyan in respect of MSEDCL's levying of 2% Voltage surcharge to the consumer who was never supplied power at prescribed voltage, during the entire currency of SOP Regulation 2005.

The Ruby Mills Limited.Petitioner

V/s

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

Appearance

For the Petitioner: Shri V.Y.Tamhani, Representative

For the Respondent: Shri Ashish Singh (Advocate)
Shri U R Dhaygude
S.E (Commercial), MSEDCL.

Daily Order

Heard the Representative of the Petitioner and Advocate of Respondent.

1. The Petitioner reiterated the issues raised in the Petition. MSEDCL has supplied power to the Petitioner at 22kV voltage level instead of 33 kV level, which is lower than specified in MERC (Standards of Performance of Distribution Licensees, Period for Giving Supply and Determination of Compensation) Regulations, 2005. MSEDCL has not provided details of the cost estimation to the Petitioner within a month and hence violated the Commission's Order dated 13 December, 2010 in Case No. 60 of 2010.
2. Advocate of MSEDCL stated that it has levied 2 % voltage surcharge to the Petitioner as per the Commission's Order dated 5 March, 2010 in Case No. 71 of 2009. After publication of the MERC (Standards of Performance of Distribution Licences, Period

for Giving Supply and Determination of Compensation), Regulations, 2014 it has stopped levying the 2% voltage surcharge to the Petitioner.

3. On enquiry by the Commission regarding action taken by MSEDCL to comply with the Commission's directives vide Order dated 13 December, 2010, MSEDCL tendered a copy of the letter dated 4 December, 2010 addressed to the Executive Director(Project), Maharashtra State Electricity Transmission Co. Ltd.(MSETCL) for providing cost estimate to supply the Petitioner's load from 220kV Tambati substation.
4. MSEDCL sought two weeks time for furnishing detailed information and to file reply on the compliance of the directives of the Commission in its Order dated 13 December, 2010 which is granted by the Commission. The Petitioner may file a Rejoinder if, any, within ten days thereafter with a copy to the MSEDCL.

The Case is reserved for Order.

Sd/-

(Deepak J. Lad)

Member

Sd/-

(Azeez M. Khan)

Member