

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005  
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Email: mercindia@merc.gov.in  
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**Case No. 95, 96, 97, 98, 99, 100 & 147 of 2015**

**Dated: 3 March, 2016**

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

1. In the matter of Petition filed by M/s. Bhimshakti Magasvargiya Audyogik Sanstha Maryadit under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 2 March, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.140 of 2014. (Common Order in Case No. 139 & 140 of 2014.)

**(Case No.95 of 2015)**

2. In the matter of Petition filed by M/s. Shetkari Vinakari Sahakari Soot Girani Ltd. under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 27 February, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.138 of 2014. (Common Order in Case No. 135 to 138 of 2014.)

**(Case No. 96 of 2015)**

3. In the matter of Petition by M/s. Satyasai Co-Op. Industries Ltd. under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 27 February, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.137 of 2014. (Common Order in Case No. 135 to 138 of 2014.)

**(Case No. 97 of 2015)**

4. In the matter of Petition filed by M/s. Pratibimb Magasvargiya Co-Op. Industries Ltd. under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 27 February, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.135 of 2014. (Common Order in Case No. 135 to 138 of 2014.)

**(Case No. 98 of 2015)**

5. In the matter of Petition filed by M/s. Prerana Magasvargiya Co-Op. Industries Ltd under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 27 February, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.136 of 2014. (Common Order in Case No. 135 to 138 of 2014.)

**(Case No. 99 of 2015)**

6. In the matter of Petition filed by M/s. Mahalaxmi Co-Op Yarn Processor under Sections u/s 142 of the Electricity Act, 2003 for non-compliance of Order dated 02 March, 2015 passed by Electricity Ombudsman, Mumbai, in Consumer Complaint No.139 of 2014. (Common Order in Case No. 139 & 140 of 2014.)

**(Case No. 100 of 2015)**

7. In the matter of Petition filed by M/s. Trimurti Spinning Mills Pvt.Ltd under Section 142 of EA 2003 for non-compliance of the Ombudsman Order dated 11 September, 2015 in Case No. 62 of 2015.

**(Case No. 147 of 2015)**

M/s. Bhimshakti Magasvargiya Audyogik Sanstha Maryadit.

M/s. Shetkari Vinakari Sahakari Soot Girani Ltd.

M/s. Satyasai Co-Op. Industries Ltd.

M/s. Pratibimb Magasvargiya Co-Op. Industries Ltd.

M/s. Prerana Magasvargiya Co-Op. Industries Ltd

M/s. Mahalaxmi Co-Op Yarn Processor

M/s. Trimurti Spinning Mills Pvt.Ltd

.....Petitioner(s)

V/s.

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL)

.....Respondent

Appearance:

Representative for the Petitioner(s):

Shri. H. D. Khapare

Representative for the Respondent:

Shri. S. S. Ranbhare, EE, MSEDCL

Shri P.R.Patil, EE, MSEDCL

**Daily Order**

Heard the Representative of the Petitioners and the Respondent. As the Cases are based on identical issues, the Commission clubbed the proceedings of Case No. 95, 96, 97, 98, 99, 100 and 147 of 2015.

Representative of the Petitioners submitted that in all cases Electricity Ombudsman has directed MSEDCL to decide the Application for change of category within two months.

Petitioners had applied for change of category as per MERC (SoP) Regulations, 2005. He further mentioned that mere pendency of Review Petition before the Commission cannot be a ground for non compliance of Electricity Ombudsman's Order.

MSEDCL submitted that it has filed a Review Petition bearing Case No.94 of 2015 before the Commission in respect of disallowance of some amount in ARR on account of anomalies in change of category. Hence the issue is sub-judice before the Commission. MSEDCL will be

in a position to take decision in this regard after the Order of the Commission in Review Petition No.94 of 2015.

**The Cases are reserved for Order.**

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

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