

**Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
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Case No. 99 of 2016

Date: 22 November, 2016

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

Petition of M/s Classic Citi Investments Pvt. Ltd. for directing MSEDCL to comply with the directives issued by the Commission in Order dated 30 March, 2016 in Case No. 23 of 2015.

M/s Classic Citi Investments Pvt. Ltd (CCIPL)Petitioner

V/s.

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

Appearance:

For the Petitioner : Shri N. M. Kumar (Rep)

For the Respondent : Shri. Ashish Singh (Adv)
Shri. A.V. Bute (Rep)

Daily Order

Heard the Advocate / Representatives of the Petitioner and Respondent.

1. CCIPL stated that:

- (i) CCIPL had filed a Petition (Case No. 23 of 2015) regarding denial of Open Access for certain periods by MSEDCL.
- (ii) The Commission vide Order dated 30 March, 2016 disposed of the Petition (Case No. 23 of 2015) and directed MSEDCL to issue OA permissions and credit reports with effect from the date of installation of SEMs at each Unit of CCIPL within a month, if such Unit is otherwise eligible..

- (iii) MSEDCL vide its letter dated 18 November, 2016 granted Open Access permission to CCIPL's Unit- I for the period from 20.11 2014 to 31.03.2015.
- (iv) MSEDCL has not issued Open Access permissions for Unit-II and Unit –III. Unit-II is not in multi-party Agreement and Open Access through multiple generators was allowed under DOA Regulations, 2005. Hence, Open Access is to be granted under DOA Regulations, 2005 for Unit-II and III.
2. MSEDCL stated that;
- (i) It has granted Open Access Permission to CCIPL's Unit -I on 18 November, 2016.
- (ii) Unit II was in multi-party Agreement, therefore the Open Access permission has not been granted to it for FY 2014-15.
- (iii) Unit –III had availed Open Access permission for purchase of wind energy from wind generator M/s. Sushbindu. The DOA Regulations, 2014 do not allow sourcing power from multiple generators; hence permission cannot be issued for purchase of wind energy from M/s. Ajanta Ltd.
3. The Commission asked MSEDCL why there is delay of seven months in the compliance of the Commission's Order in Case No.23 of 2015. MSEDCL tendered its apology for the delay.
4. The Commission directs MSEDCL to submit:-
- (a) The reasons for seven months delay for compliance of the Commission's Order;
- (b) Details on the issue of multi-party agreement.
5. The Commission also directed both the parties to sit together and understand the factual position as to whether Unit-II is under multi-party agreement scheme of things or otherwise.
6. The Commission directs MSEDCL to submit the above details within two weeks, and CCIPL to file its Rejoinder within a week thereafter, with copy to each other.

The Case is reserved for Order.

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

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