

**Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
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Case No.23 of 2016 and MA No. 12 of 2016

Date: 9 May, 2017

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

Petition of Wat-ere-source Technologies Pvt. Ltd. regarding non-compliance of the Commission's Orders in Case No. 73 of 2014 and 80 of 2015 and for relief in respect of provision of power evacuation arrangement of Karwand Small Hydro Power Plant in District Dhule.

M/s. Wat-ere-source Technologies Pvt. Ltd. Petitioner

1. Chief Engineer (Commercial), Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL).

2. The Principal Secretary (Energy), Government of Maharashtra

..... Respondents

Appearance

For the Petitioner : Shri D.S.Kulkarni (Rep.)

For the Respondent No.1 : Shri Ashish Singh (Adv.)
: Mrs. Kavita Gharat(Rep.)

For the Respondent No.2 : None

Daily Order

Heard the Representatives / Advocate of the Petitioner and Respondent No.1.

1. The Petitioner stated that:

- (i) As per directives of the Commission vide Daily Order dated 16 March, 2017, a meeting was held on 6 May, 2017 between the Petitioner and Representatives of MSEDCL and discussed disputed Articles of the Draft Energy Purchase Agreement (EPA). Disputed issues in the Draft EPA are resolved after mutual discussions, though final written confirmation is awaited from MSEDCL.

- (ii) To a query of the Commission, the Petitioner stated that only one issue of operating charges is not resolved. As per Article 6.8.5 of the Draft EPA, MSEDCL has proposed to levy operating charges of Rs.10, 000 per month to the Petitioner, which is without basis.
- (iii) Petitioner does not wish to pursue its Miscellaneous Application (MA) No. 12 of 2016 in Case No. 23 of 2016 in view of these developments.

2. MSEDCL stated that:

- (i) All the issues raised by the Petitioner are sorted out. Now, for the first time, the Petitioner has raised the issue of operating charges.
- (ii) To a query of the Commission regarding the basis for the provision of operating charges in the Draft EPA, MSEDCL stated that it will relook the provision in this regard and delete it if not warranted.
- (iii) MSEDCL will file the Minutes of Meeting (MoM) held on 6 May, 2017, its response on the above and copy of final EPA to the Commission within a week.

3. The Commission directed MSEDCL to file its submission and documents as at para 2(ii) and (iii) within a week, with a copy to the Petitioner.

The Case is reserved for Order.

Sd/-
(Deepak Lad)
Member

Sd/-
(Azeez M. Khan)
Member