

**Before the  
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION  
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005  
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**Date: 13 January 2021**

**CORAM: I. M. Bohari, Member  
Mukesh Khullar, Member**

**Case No. 205 of 2020**

**Petition seeking directions to Maharashtra State Electricity Distribution Co. Ltd for making payments as per the power purchase agreements dated 31 July, 2006 and 23 November, 2006.**

M/S Gujrat JHM Hotels Ltd. (GJHL) : Petitioner  
Maharashtra State Electricity Distribution Company Ltd. (MSEDCL) : Respondent

**Appearance:**

For the Petitioner : Shri. Anand K. Ganesan (Adv.)  
For the Respondent : Shri. Ashish Singh (Adv)

**Daily Order**

1. Heard the Advocates of the Petitioner and Respondent.
2. Advocate of GJHL has stated that the present case is limited to nonpayment of Delayed Payment Charges (DPC) and interest thereon for wind energy supplied to MSEDCL. As per its computation a sum of Rs. 87,93,684/- is outstanding from April 2012 till August 2020. Reason of financial crisis due to COVID-19 Epidemic cited by MSEDCL for such non-payment is misleading as the said amount is pending for a period much before such pandemic had hit the country.
3. Advocate of MSEDCL has stated that principal amount has already been paid in full and only DPC amount is outstanding. As per MSEDCL's record DPC of Rs. 0.78 Cr is outstanding and the said amount needs to be reconciled with the Petitioner's claim.
4. Advocate of GJHL suggested that if MSEDCL had any issue with computation of DPC amount, MSEDCL could pay the amount which was correct as per its computation and balance amount could be paid after reconciliation. He further suggested that the present matter could be kept pending till reconciliation of the DPC amount got completed.

5. Having heard the parties, the Commission notes that there is no outstanding towards principal amount. Both parties have submitted different liability towards DPC. Accordingly, the Commission directs as follows:
- a. Both parties to sit together for reconciliation of the DPC amount and after such reconciliation exercise, MSEDCL shall commit to Petitioner a firm timeline by which reconciled amount would be paid. This exercise shall be completed within 2 weeks.
  - b. Parties to submit their written submissions based on the exercise undertaken above.

**Subsequent to receipt of above submissions, Next date of hearing will be intimated by the Secretariat of the Commission.**

Sd/-  
**(Mukesh Khullar)**  
**Member**

Sd/-  
**(I. M. Bohari)**  
**Member**