

**Before the
MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai 400005
Tel. 022 22163964/65/69
Email: mercindia@merc.gov.in
Website: www.merc.gov.in**

Date: 10 May 2022

**CORAM: Sanjay Kumar, Chairperson
I.M Bohari, Member
Mukesh Khullar, Member**

Case Nos. 31 and 37 of 2022

(Case No. 31 of 2022)

Case of Mahindra Sanyo Special Steel Pvt. Ltd. seeking Power Factor Incentive on open access consumption for the period from FY 2012-13 to FY 2018-19 in view of the Judgments passed by the Hon'ble Appellate Tribunal for Electricity and the Commission's Order dated 7 December 2021 in Case No. 103 of 2021

(Case No. 37 of 2022)

Case of Mahindra CIE Automotive Pvt. Ltd. seeking Power Factor Incentive on open access consumption for the period from FY 2013-14 to FY 2019-20 in view of the Judgments passed by the Hon'ble Appellate Tribunal for Electricity and the Commission's Order dated 7 December 2021 in Case No. 103 of 2021

1. Mahindra Sanyo Special Steel Pvt. Ltd.
2. Mahindra CIE Automotive Pvt. Ltd.

..... **Petitioners**

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

Appearance of the Parties

For Petitioners in Case Nos. 31 and 37 of 2022 : Ms. Dipali Sheth (Adv.)

For MSEDCL : Shri Ravi Prakash (Adv.)

Daily Order

1. Advocate of MSEDCL sought one week's time to file its Reply in Case Nos. 31 and 37 of 2022 and hence sought adjournment of the hearing in both the cases.
2. Advocate of the Petitioners opposed the adjournment request of MSEDCL and stated that both Petitions were filed in February 2022 and notices for the e-hearing were served to MSEDCL on 10 March 2022. Hence MSEDCL had sufficient time to file its Reply.
3. The Commission observed that, in spite of having sufficient time available for filing the reply, MSEDCL has not filed the reply and has sought adjournment of the e-hearing without any justified reasons. Such action on the part of MSEDCL is not acceptable. Therefore, the Commission is constrained to impose a penalty with a token amount of Rs.10000/- on MSEDCL in each case (Case No. 31 of 2022 and 37 of 2022). The amount is payable to MERC on or before the next date of e-hearing in these matters.
4. The Commission further directs MSEDCL to file its reply in both the cases within a week with copy to the Petitioners and the Petitioners may file its Rejoinder, if any within a week thereafter.

Next date of hearing will be communicated by the Secretariat of the Commission.

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

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

**Sd/-
(Sanjay Kumar)
Chairperson**