

NOTICE

Subject: Petition of Callus Biotech Pvt. Ltd. & Seema Biotech for non compliance of directions of CGRF Kolhapur in complaint Nos. 161&162 of 2012-13 by MSEDCL & For non compliance of the directions given by Hon'ble commission, & complaints for offences by companies & to add biotechnology (tissue culture) companies in load shading free category.

- Case No. 45 of 2013

Callus Biotech Pvt. Ltd. & Seema Biotech , have submitted common Petition (as CGRF Kolhapur had held common hearing and given common order) with affidavit on 21.03.2013. for Non compliance of directions of CGRF Kolhapur by MSEDCL & for extending the applicability of ToD rebate beyond march 2013. He had rectified deficiency on 01.04.2013. The main prayers of the petitioners are as under-

- “1. The respondent be directed for the immediate compliance of the order of CGR Forum, Kolhapur Zone, Kolhapur dated 29th January, 2013 in complaint Nos. 161 &162 of 2013 and further be directed to refund the excess recovered amount immediately by cash or cheque to the petitioners along with interest 12% as ordered by CGRF.
2. The respondent be punished for non- compliance of the directions of CGRF Kolhapur in spite of the order of CGRF, Kolhapur Zone, Kolhapur in favor of petitioners by way of penalty up to one lakh rupees for contravention of provisions of E. Act 2003 and regulations made there under, as provided in section 142 and /of the Electricity Act, 2003.
3. Also the respondent be punished for offence as provided under section 149 of the Electricity Act 2003 as the commission may think fit.
4. As per direction of Hon. Commission case 116 of 2008
“Consumers engaged in Hi-Tech Agriculture activity shall also be eligible for tariff applicable for agriculture pumping load.”
It means all Hi-Tech Agriculture activity (**tissue culture**) gets subsidized agriculture Tariff (Tariff Code 09) of Agriculture pumping loads.
5. According to IT policy 2003 Hon. Commission has considered IT as an industry. According to MSEDCL circular 46 Dated 14/01/2013 based on HON. Commission

Order, IT is 'load shading free' activity. Like wise, we hereby request Hon. Commission to add Biotechnology Industries in 'load shading free' sector.

*Reference: According to महाराष्ट्रजैवतंत्रदयान धोरण २००१ शासन निर्णय बी.टी.२००१ (५०५८).
उद्योग, ऊर्जा, कामगार विभाग, मंत्रालय मुंबई दिनांक २९ जानेवारी २००१*

6. *Suitable Cost be imposed on the respondent considering the harassment to the petitioners and burden of legal expenses."*

3. I am directed to communicate that the **Hearing** in the above matter will be held in the presence of the authorized consumer representatives on **Tuesday, 30 April, 2013 at 15.00 hrs** in the office of the Commission at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai 400 005.

4. The Petitioner is directed to immediately serve a copy of its above mentioned Petition (both in soft and hard versions) to the Respondent before the scheduled date of hearing.

5. The Respondent is directed to submit its say on affidavit, if any, on the above mentioned Petition with a copy to the Petitioner and the authorised consumer representatives well in advance.

Sd/-

(R. S. Sonawane)
Dy. Director (Legal)

Callus Biotech Pvt Ltd.
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callusbiotech@rediffmail.com

Petitioner - 1

Seema Biotech .
At Post Talsande (Warananagar Road),
Tal. Hatkanangle,
Dist. Kolhapur - 416 112
seemabiotech04@rediff.com

Petitioner - 2

Executive Engineer
Maharashtra State Electricity Distribution Co. Ltd.
Circle office, Tarabai Park, Kolhapur

Respondent

Executive Engineer
Maharashtra State Electricity Distribution Co. Ltd.
Rural division -1, Kolhapur

Assistant Engineer
Maharashtra State Electricity Distribution Co. Ltd.
Sub Division office Fulewadi, Kodoli, Kolhapur .

Consumer Representatives:

- Cc: Prayas (Energy Group)
Amrita Clinic, Athvale Corner,
Lakdipool-karve Road Junction,
Deccan Gymkhana, Karve Road,
Pune 411 004.
E-mail: peg@prayaspune.org
- Cc: The General Secretary,
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