

NOTICE

Subject: Petition of Wardha Power Company Ltd. against wrongful imposition of Cross Subsidy Surcharges (CSS) by the MSEDCL on the captive consumers of Wardha Power Company Ltd availing Open Access.

- **Misc. Application No. 12 of 2013 in Case No 117 of 2012**

Wardha Power Company Ltd., has submitted a Misc. Application on 10.06.2013, for Interim relief and Commission has heard him for urgency in the matter on 11.06.2013.

2. The main prayers of the Petitioner are as under:-

“a) stay the operation of the debit adjustment (Annexure – 1) issued by the Respondent No.1 on 05.06.2013 which seeks to impose CSS for the power sourced by the Petitioner to the captive captive users in the months of August 2012 to January 2013, as mentioned in paragraph 9 of the present application.

b) direct the Respondent No.1 to not take any coercive action whatsoever, in terms of the debit adjustment (Annexure - 1) dated 05.06.2013, as mentioned in paragraph 9 of the present application;

c) direct the Respondent No.1 that it cannot impose CSS pending disposal of the main petition;

d) quash the debit adjustment dated 05.06.2013(Annexure -1) issued by the Respondent No 1 (as mentioned in paragraph 9 of the present application), wherein CSS has been imposed for the months of August 2012 to January 2013;

e) direct the Respondent No.1 to hold the Petitioner as captive generating plant and to issue fresh invoices / bills without the levy of CSS;

f) pass such other and further order or orders as this Hon’ble Commission deems fit and proper under the facts and circumstances of the present case.”

3. I am directed to communicate that the Hearing in the above matter will be held in the presence of the authorised consumer representatives on **Tuesday 25 June, 2013 at 12.30 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 soft and hard versions) to the Respondent and authorised consumer representatives whose addresses are given below.

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

6. The Petitioner has mentioned urgency in the matter and requested the Commission to admit the Petition. The Commission directs MSEDCL should not to take any coercive action till the matter is heard by the Commission on June 25, 2013.

Sd/-

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

Wardha Power Company Limited
8-2-293/82/A/431/A,
Road No. 22,Jubilee Hills,
Hyderabad-500 033

Petitioner

Maharashtra State Electricity Transmission Co Ltd.,
C-19, E-Block, Prakashganga,
Bandra Kurla Complex,
Bandra (East)
Mumbai- 400 051

Respondent No.1

Managing Director
Maharashtra State Electricity Distribution Co Ltd.,
Prakashgad, Plot No. G-9,
Anant Khanekar Marg, Bandra (East),
Mumbai 400 051

Respondent No.2

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,
Thane Belapur Industries Association,
Rabale Village, Post Ghansoli,
Plot P-14, MIDC,
Navi Mumbai 400 701
E-mail: tbia@vsnl.com

Cc: Mumbai Grahak Panchayat,
Grahak Bhavan,
Sant Dynaneshwar Marg,
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Cc: Vidarbha Industries Association,
1st Floor, Udyog Bhavan,
Civil Line,
Nagpur 440 001.
E-mail: rkengg@gmail.com