

**NOTICE**

Subject: Petition seeking Direction against Respondent No 1 to enter in to PPA at the Tariff approved for FY 2013-14 as per the MERC Order dated 22 .03.2013 in Case No 6 of 2013

**- Case No. 93 of 2013**

Indian Wind Power Association have submitted a Petition along with an affidavit on 30.07.2013 for Petition seeking Direction against Respondent No 1 to enter in to PPA at the Tariff approved for FY 2013-14 as per the MERC Order dated 22 .03.2013 in Case No 6 of 2013.

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

*“a) Direct Respondent No. 1 to enter into power purchase agreement with wind project developers with retrospective commencement of term thereof from April 1, 2013 in accordance with Order dated March 22, 2013 in Case No. 6 of 2013 read with MERC RE Tariff Regulation, 2010 and its Commercial Circular No. 196 dated April 29, 2013;*

*b) Direct Respondent No.1 to enter into power purchase agreement at the tariff decided by the Hon'ble Commission throughout the control period.*

*c) Direct Respondent No.1 to consider 60 days from joint Meter Reading dated joint meter reading is not taken joint meter reading date in respect of project in the vicinity be deemed as date of invoice for effecting payment to the wind power project developers and computing payment of interest for delayed payment.*

*d) In the event, the Hon'ble Commission considers to grant to the Petitioner, relief in terms of prayer (a) above, then Hon'ble Commission may direct Respondent No.1 to pay interest @ 1.25 % per month to the members of the Petitioner on the amounts due beyond 60 days from deemed date of invoice in terms of Prayer (c) above.*

*e) To initiate proceeding against Respondent No.1 and its officer under Section 129, 142 and 149 of the Electricity Act, 2003 for willful disobedience and for securing compliance of the Orders passed by the Hon'ble Commission.*

*f) To refer the matter to the Hon'ble High Court for initiation of contempt proceeding against the Respondent No.1 and its officers;*

*and*

*g) pass such other order(s) as the Hon'ble Commission may deem just in the facts of the presents case”.*

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 **Wednesday 31 July, 2013 at 11.00 hrs** in the office of the Commission at 13<sup>th</sup> 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 authorized consumer representatives & Respondent, whose addresses are given below.

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)

M/s. Indian Wind Power Association,  
(Maharashtra State Council)  
C/o. Weizmann Limited  
Empire House 214,  
Dr.D.N.Road,  
Ent A.K.Nayak Marg,  
Fort, Mumbai 400 001.  
E-mail : [Mumbai@mdppartners.com](mailto:Mumbai@mdppartners.com)

Petitioner

The Managing Director  
Maharashtra State Electricity Distribution Co Ltd.  
Prakashgad Building, Plot No. G-9,  
Bandra (East), Mumbai 400 051.  
Email: [md@mahadiscom.in](mailto:md@mahadiscom.in)

Respondent - 1

Maharashtra Energy Development Agency (MEDA)  
MHADA Commercial Complex,  
2nd Floor, Opp.Tridal Nagar,  
Yerwada,  
Pune-411 006.  
E-mail: [dg@mahaurja.com](mailto:dg@mahaurja.com)

Respondent - 2

The Chief Engineer (Commercial)  
Maharashtra State Electricity Distribution Company Ltd.,  
Prakashgad, Plot No. G-9, Anant Kanekar Marg,  
Bandra (East), Mumbai 400 051  
E-mail: [cecomm@mahadiscom.in](mailto:cecomm@mahadiscom.in)

Shri G.N. Kamath  
Secretary  
Renewable Developers Association of Maharashtra  
Empire House  
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E-mail: [spnathan@weizmann.co.in](mailto:spnathan@weizmann.co.in) ;  
[gnkamath@weizmann.co.in](mailto:gnkamath@weizmann.co.in)

Indian Wind Energy Association  
PHD House, 3rd Floor  
Opp. Asian Games Village August Kranti Marg,  
New Delhi – 110 016

Indian Wind Turbine Manufacturers Association  
Meridian House, 5th Floor, 121/3, TTK Road,  
Manickam Avenue,  
Alwarpet,  
Chennai – 600 018.

Centre for Wind Energy Technology (C-WET)  
Velachery - Tambaram Main Road  
Pallikaranai,  
Chennai - 600 100.

M/s Gamesa Wind Turbines Pvt Ltd.,  
No. 334, Futura I.Tech Park,  
B-Block, 8<sup>th</sup> floor,  
Rajiv Gandhi Salai,  
Sholinganallur, Chennai 600 119  
E-mail: [agurunathan@gamesacorp.com](mailto:agurunathan@gamesacorp.com)

**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](mailto: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](mailto:tbia@vsnl.com)

Cc: Mumbai Grahak Panchayat,  
Grahak Bhavan,  
Sant Dynaneshwar Marg,  
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Vile Parle (West),  
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E-mail: [mgpanchayat@yahoo.com](mailto:mgpanchayat@yahoo.com)

Cc: Vidarbha Industries Association,  
1<sup>st</sup> Floor, Udyog Bhavan,  
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E-mail: [rkengg@gmail.com](mailto:rkengg@gmail.com)

Cc: Maharashtra Chamber of Commerce,  
Industry & Agriculture,  
Oricon House, 6th Floor,  
12 K. Dubash Marg, Fort,  
Mumbai-400001  
(Nashik Branch)  
E-mail: [maccia.nsk@gmail.com](mailto:maccia.nsk@gmail.com)

Cc: The Suptd Engineer (TRC Cell)  
Maharashtra State Electricity  
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Plot No. G-9, Anant Kanekar Marg  
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