

**NOTICE**

Subject: Petition of Reliance Infrastructure Limited for adjudication of dispute under section 86 (1) (f) of the Electricity Act, 2003 arising out of issues pertaining to obligation of seller to supply Contracted capacity under provisions of Article 5 (Sub- Article 5.1.1) of the Power Purchase Agreement dated 04<sup>th</sup> June 2010 entered between Reliance Infrastructure Limited and Wardha Power Company Limited.

- **Case No. 49 of 2014**

Reliance Infrastructure Limited, has submitted a Petition under affidavit on 18.02.2014, against the Wardha Power Company Limited under Section 86 (1) (f) of the Electricity Act, 2003 for adjudication of dispute arising out of issues pertaining to obligation of seller to supply Contracted capacity under provisions of Article 5 (Sub-Article 5.1.1) of the Power Purchase Agreement dated 04<sup>th</sup> June 2010 entered between Reliance Infrastructure Limited and Wardha Power Company Limited.

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

*“ a) pass an order restraining the Respondent, its agents and servants, from invoking the Letter of Credit in the circumstances set out hereinabove in light of the order dated 15<sup>th</sup> January 2014 in Case No. 8 of 2013.*

*b) pass an order restraining the Respondent, its agents and servants, from invoking the Letter of Credit in the circumstances set out hereinabove, i.e. in the event of the Respondent reducing the availability contrary to the terms of the PPA;*

*c) pass an order and injunction restraining the Respondent from receiving payment under the Letter of Credit invoked on 13<sup>th</sup> February, 2014;*

*d) pass ex-parte ad-interim order in terms of prayer (c) above; and*

*e) grant such further and other relief(s) as this Hon'ble Commission may deem appropriate in the facts and circumstances of the case.*

3. I am directed to communicate that the Hearing in the above matter will be held in the presence of consumer representatives on **Thursday, 27 March, 2014 at 12.00 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, along with its accompaniments, (both in soft and hard versions) to the Respondent and the four authorized consumer representatives.

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

Sd/-  
(R.S. Sonawane)  
Dy Director (Legal)

Reliance Infrastructure Ltd. ....Petitioner  
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M/s Wardha Power Company Ltd., .....Respondent  
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**Cc: Consumer Representatives:**

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