

NOTICE

Subject: Petition of M/s Wardha Power Company Limited for under Section 86(1) (c), (f) and other applicable provisions of the Electricity Act, 2003 for directions to the Respondent in regard to the application for open access by the Petitioner for the period from 01.04.2014.

- **Case No. 74 of 2014**

Wardha Power Company Ltd., has submitted a Petition alongwith Interim Application under affidavit on 25.03.2014, against the MSEDCL & MSETCL under Section 86(1) (c), (f) of the Electricity Act, 2003 for seeking directions to the Respondent in regard to the application for open access by the Petitioner for the period from 01.04.2014.

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

“ a) Hold and declare that the refusal of MSEDCL to forthwith scrutinize and process the application dated 10.02.2014 and 15.02.2014 for renewal of open access from 01.04.2014 is illegal;

b) Quash the communication dated 19.03.2014 of the MSEDCL and direct the MSEDCL to consider and grant renewal of the open access for the Petitioner for the period from 01.04.2014;

c) Pass an ex-parte ad-interim order directing the Respondents to grant open access from 01.04.2014 pending the disposal of the present petition;

d) Confirm the above order after notice to the Respondents;

e) Grant costs of the present proceedings to the Petitioner and against MSEDCL;

f) pass such other and further order(s) as the Hon'ble Commission may deem just in the facts and circumstances of the present case.

Ad-Interim Relief prayers in Interim Application are as under -

“a) pass an interim order for the Respondent No.1 to give no objection for open access for the period from 01.04.2014 to the Petitioner and not withhold the same for any unilateral claim of the Respondent No.1;

b) Pass an interim order to stay any unilateral claims of the Respondent No.1 on account of which the open access consent is being withheld by the Respondent No. 1;

c) Pass an ad-interim ex parte order in terms of prayer (a) and (b) above and confirm the same after notice to the respondent;

d) Pass such other further Order(s) as the Hon'ble Commission may deem just in the facts of the present case.”

3. I am directed to communicate that the Hearing in the above matter will be held in the presence of consumer representatives on **Wednesday, 23 April, 2014 at 12.00 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, 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)

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

Petitioner

Managing Director
Maharashtra State Electricity Distribution Co. Ltd.,
Prakashgad, 5th floor,
Bandra (East), Mumbai - 400051
E-mail :- md@mahadiscom.in

Respondent - 1

The Managing Director
Maharashtra State Electricity Transmission Co. Ltd.,
Prakashganga, 8th floor,
Plot No. C-19, E-Block,
Bandra Kurla Complex,
Bandra (East),
Mumbai - 400051
E-mail :- md@mahatransco.in / dirop@mahatransco.in

Respondent - 2

Cc: Consumer Representatives:

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

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

No. MERC/Case No. 74 of 2014/00136

21 March, 2014

Mumbai Grahak Panchayat,
Grahak Bhavan,
Sant Dynaneshwar Marg,
Behind Cooper Hospital,
Vile Parle (West), Mumbai 400 056
E-mail: mgpanchayat@yahoo.com

Maharashtra Chamber of Commerce,
Industry & Agriculture,
Oricon House, 6th floor,
12 K. Dubash Marg, Fort, Mumbai - 400 001
(Nashik Branch)
E-mail : maccia.nsk@gmail.com

Vidarbha Industries Association,
1st Floor, Udyog Bhavan,
Civil Line, Nagpur 440 001.
E-mail: rkengg@gmail.com