

NOTICE

Subject: Petition of New Ushanagar Co-operative Housing Society Limited for under Rule 3 (3) of The Works of Licensees Rules, 2006 for Revision of the Order dated 11th September, 2014 made by The Commissioner of Police, Mumbai and for urgent Interim Relief.

- **Case No. 168 of 2014 &**

Tata Power Company Limited Miscellaneous application under Regulation 92 read with Regulation 94 of the MERC (Conduct of Business) Regulation, 2004 seeking that no ex-parte Orders / directions be passed against the applicant.

MA No. 10 of 2014 in Case No. 168 of 2014

New Ushanagar Co-operative Housing Society Ltd. has submitted a Petition under affidavit on 25.09.2014, under Rule 3(3) of The Works of Licensees Rules, 2006 for seeking Revision of the Order dated 11th September, 2014 made by The Commissioner of Police, Mumbai and for urgent Interim Relief.

A) The Interim Relief prayers of the Petitioner (New Ushanagar Co-operative Housing Society Ltd.) are as under –

“a) that pending the hearing and final disposal of the present Petition, the impugned order dated 11.09.2014 passed by the Respondent be stayed;”

The main prayers of the Petitioner (New Ushanagar Co-operative Housing Society Ltd.) are as under

“a) that the Order, dated 11.09.2014 passed by the Commissioner of Police granting permission to the Respondent to lay transmission tower in the premises of the Petitioner Society be set aside and quashed;

b) such further and other orders as this Hon’ble Commission may deem fit and proper be passed in the nature and circumstances of the case;”

B) The main prayers of the Respondent (Applicant of M.A.) - The Tata Power Company Ltd. are as under –

“In the circumstances and for reasons stated hereinabove, the Applicant most humbly submits and prays for the following reliefs:

a) That this Hon’ble Commission be pleased to allow the present Application on such terms and conditions as deemed fit and proper;

b) That this Hon'ble Commission be pleased to grant the Applicant an opportunity of being heard, prior passing any order / directions in any petition / application / revision filed by the Respondent against the Order; and

c) Pass such further and other reliefs as the nature of circumstances of the present case may require."

3. I am directed to communicate that the hearing in the above matter will be held in the presence of consumer representatives on **Tuesday, 28 October, 2014 at 11.30 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 in soft and hard versions) to the Respondent and the authorised consumer representatives 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)

New Ushanagar Co-operative Housing Society Limited
Ushanagar, Bhandup,
Mumbai - 400 078

Petitioner

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Respondent / Applicant in MA No. 10/2014

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Cc:- Consumer Representatives:-

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