

**NOTICE**

Subject: Petition of Adani Power Maharashtra Limited for under section 86 of the Electricity Act, 2003 (“the Act”) read with Article 13 “Change in Law” under the Power Purchase Agreement (“PPA”) dated 08.09.2008 executed between Maharashtra State Electricity Distribution Company Limited and Adani Power Maharashtra Limited for appropriate adjustment in tariff due to “Change in Law” which substantially affected cost and the revenues of the project.

- **Case No. 163 of 2014**

Adani Power Maharashtra Limited has submitted a Petition under affidavit on 17.09.2014 under Sec. 86 of the Electricity Act, 2003 for seeking appropriate adjustment in tariff as per Article 13 (Change in Law) under the Power Purchase Agreement (“PPA”) dated 08.09.2008 executed between Maharashtra State Electricity Distribution Company Limited and Adani Power Maharashtra Limited submitting that due to Change in Law has substantially affected cost and the revenues of the project.

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

*“a) Direct the Respondents to make the payment of the tariff adjustment at the rates arrived as indicated in the petition for the aforementioned Change in Law events from the date of commencement of power supply under the PPA.*

*b) In the interim till the pendency of the petition, direct the respondents to make payment of 95% of the claimed amount to ease the cash crunch faced by the Petitioner.*

*c) Pass such further order(s) as this Hon’ble Commission may deem just and proper in the fact and circumstances of the case and in the interest of justice.”*

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, 26 November, 2014 at 11.30 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 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)

Adani Power Maharashtra Limited  
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Ahmedabad - 380 009  
E-mail:- [malavr.deliwala@adani.com](mailto:malavr.deliwala@adani.com)

Petitioner

The Chief Engineer (Power Purchase)  
Maharashtra State Electricity Distribution Co. Ltd.,  
Plot G-9, Anant Kanekar Marg, Prakashgad,  
Bandra (East), Mumbai - 400051  
E-mail:- [cepp@mahadiscom.in](mailto:cepp@mahadiscom.in)

Respondent

**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](mailto:peg@prayaspune.org)

The General Secretary,  
Thane Belapur Industries Association,  
Rabale Village, Post Ghansoli,  
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