

NOTICE

Subject: Petition of The Brihan Mumbai Electric Supply & Transport Undertaking (BEST) for Power disturbance experienced on 02.09.2014 in area of supply of BEST Undertaking, serious grid constraint issues and abuse of dominant position by TPC therein.

- **Case No. 176 of 2014**

BEST Undertaking has submitted a Petition under affidavit on 09.09.2014, under Sections 33, 60, 86 (1) (i, k), 128 of the Electricity Act, 2003, for seeking reliefs due to Power disturbance experienced on 02.09.2014 in area of supply of BEST Undertaking, serious grid constraint issues and abuse of dominant position by TPC therein.

The main prayers of the Petitioner are as under-

“In the circumstances and for reasons afore stated, BEST humbly submits and prays for the following reliefs, in alternative and without prejudice to one another:

- i) To admit the petition in accordance with the Section 86 (1) (i), (k), Section 33, 60 and 128 of the Electricity Act, 2003.*
- ii) To initiate an inquiry under Section 128 of the Electricity Act, 2003 into the events/situations which led to incident of 2.9.2014 and wherein TPC abused its dominant position causing forced load shedding in the area of supply of BEST and a grave hardship to its consumers.*
- iii) To direct TPC to compensate BEST suitably against revenue loss, Transmission charges paid to TPC-T and Standby charges paid to MSEDCL, which were rendered futile.*
- iv) Issue directions to TPC-T to remove the transmission constraints in the grid in time bound fashion and till such time, the transmission charges payable be suspended.*
- v) To take appropriate action against TPC-G for failure to comply with SLDC directives issued under Section 33(1) and (2) of the Electricity Act, 2003 and initiate necessary action under Section 33(5) of the Electricity Act, 2003.*
- vi) Issue directions to TPC-G not to charge BEST for the energy consumed from Unit 6 at the rate of oil fuel. Instead BEST be billed at the coal rate and differential charges be borne by TPC-G. Alternately, Unit 6 be converted to ancillary service to be operated for grid/system stability and the charges to be shared suitably as decided by the Hon'ble Commission.*
- vii) Grant the liberty to the BEST to add / change / modify / alter this petition and make further submissions as may be required at future date.*
- viii) Condone any inadvertent omissions / errors / rounding off difference / shortcomings.*
- ix) Pass such further and other orders, as Hon'ble Commission may deem fit and proper keeping in view of the facts and circumstances of the case.”*

3. I am directed to communicate that the **admissibility hearing** in the above matter will be held in the presence of the authorized consumer representatives on **Thursday, 18 December, 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 authorised consumer representatives and the respondent 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)

The General Manager,
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Petitioner

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Respondent

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Cc: Consumer Representatives:-

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