

NOTICE

Subject: Petition of M/s. Khodashi Power Private Limited under Section 142 read with Section 23 of the Electricity Act, 2003 challenging the illegal tariff imposed under Power Purchase Agreement dated 18.03.2014 entered between Petitioner and MSEDCL.

- **Case No. 49 of 2016**

M/s. Khodashi Power Private Limited has submitted a Petition under affidavit on 22.01.2016 under Sections 23 & 142 of the Electricity Act, 2003 and Regulation 77 of MERC (Terms and Conditions for determination of RE Tariff) Regulations, 2010 for non-compliance of the MERC Order dated 22.03.2013 passed in Case No. 06 of 2013 by Respondent and for levy of tariff by Respondent beyond the approved tariff in Power Purchase Agreement dated 18.03.2014 entered with the Petitioner for the Projects commissioned in FY 2013-14.

The main prayers of the Petitioner are as under-

“In view of the above facts and documents as stated above, the Petitioner hereby prays before the Hon’ble Commission following relief: -

- a) *That this Hon’ble Commission may be please to declare that the Respondent has levied the tariff in PPA dated 18.03.2014 in violation of order dated 22.03.2013 passed in case No. 6 of 2013 for RE generators.*
- b) *That this Hon’ble Commission may be please to direct the Respondent to comply with the order dated 22.03.2013 passed in case No. 6 of 2013 and levy the tariff as per the tariff approved by this Hon’ble Commission in PPA dated 18.03.2014.*
- c) *That this Hon’ble Commission may be please to declare that the tariff of Rs. 4.51 imposed by the Respondent under PPA dated 18.03.2014 is unjust, arbitrary and liable to set aside.*
- d) *That this Hon’ble Commission may be please to direct the Respondent to purchase power from the Petitioner at Rs. 4.92 as per as per the tariff determined by the Hon’ble Commission for the projects commissioned in the year 2013 – 2014.*
- e) *Allow the Petitioner to submit any additional information, document and explanation that the Commission may require.*
- f) *Pass such other order or orders as the Hon’ble Commission may deem fit and appropriate.”*

3. I am directed to communicate that the hearing in the above matter will be held in the presence of consumer representatives on **Tuesday, 25 October, 2016 at 11.30 hrs** in the office of the Commission at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai 400 005.

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4. The Petitioner is directed to immediately serve a copy of its above mentioned Petition, along with its accompaniments, (both in soft and hard Copy) to the Respondent and the 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. Khodashi Power Private Limited,
Shivtej Colony, Beside Shinde Hostel,
Vidya Nagar, Karad,
Tal- Karad, Dist.- Satara - 415110
E-mail: subirils@gmail.com

Petitioner

Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Company Ltd.,
Prakashgad, 5th Floor, Station Road,
Bandra (East), Mumbai - 400051.
E-mail: cecomm@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

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

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