

**NOTICE**

Subject: Petition of Bindu Vayu Urja Private Limited against Non-Compliance by MSEDCL of the Order dated 16.03.2017 of the Hon'ble Commission read with relevant provisions of the EA, 2003 in Case No. 79 of 2016.

- **Case No. 60 of 2017**

Bindu Vayu Urja Private Limited has submitted a Petition under affidavit on 18.04.2017 under Section Sections 142, 146 and 149 of The Electricity Act, 2003 against Non-Compliance by MSEDCL of the Order dated 16.03.2017 of the Hon'ble Commission read with relevant provisions of the EA, 2003 in Case No. 79 of 2016.

The main prayers of the Petitioner are as under-

- a) *This Hon'ble Commission be pleased to direct Respondent No.1 to forthwith comply with the Order dated March 16, 2017 and pay the Petitioner Rs. 25,32,00,000 (Rupees Twenty Five Crores and Thirty Two Lakhs Only) for Chakala project for the period June 2016 to December 2016 and Rs. 15,32,00,000 (Rupees Fifteen Crores and Thirty Two Lakhs Only) for Sinnar project for the period March 2016 to December 2016 , along with DPC of Rs. 9,69,00,000 (Rupees Nine Crores Sixty Nine Lakhs Only) as per the Order dated March 16, 2017 in Case No. 79 of 2016;*
- b) *This Hon'ble Commission be pleased to direct Respondent No.1 to forthwith pay the Petitioner interest @ 18% p.a. on amount payable as per prayer (a) from March 16, 2017 till date of payment;*
- c) *This Hon'ble Commission be pleased to initiate proceedings against the Respondent No. 1 and its officers under provisions of the EA 2003 including sections 142 and 146 of the EA 2003, for willful disobedience and for securing compliance of the Orders passed by the Hon'ble Commission;*
- d) *This Hon'ble Commission be pleased to refer the matter to the Hon'ble High Court for initiation of contempt proceedings against the Respondents' directors and officers;*
- e) *This Hon'ble Commission be pleased to order Interim and Ad-interim reliefs in terms of prayers (a) to (b) above;*
- f) *This Hon'ble Commission be pleased to award cost for these proceedings against Respondent No. 1 and in favour of the Petitioner*

*g) This Hon'ble Commission be pleased to pass such other orders as this Hon'ble Commission may deem fit.*

2. I am directed to communicate that the hearing in the above matter will be held in the presence of the authorized Consumer Representatives on **Thursday, 18 May, 2017 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.

3. The Petitioner is directed to serve immediately, a copy of its above Petition (both in soft and hard copy) to the Respondent and the authorized Institutional Consumer Representatives.

4. The Respondents are directed to submit the say on affidavit in 1+6 copies to the Commission with documents, if any, on the above mentioned Petition, with a copy to the Petitioner and the authorized Institutional Consumer Representatives.

5. The Parties are directed to file their Petition and submissions in MS -Word file and PDF version as far as possible, and to file 1+6 copies of all relevant documents/citations produced during the proceedings.

Sd/-  
(R. S. Sonawane)  
Dy. Director (Legal)

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Nanakramguda Village, Serilingampally Mandal,  
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Petitioner

The Chief Engineer  
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Maharashtra State Electricity Distribution Co. Ltd  
Plot No G-9, Prakashgad, 5<sup>th</sup> floor, Station Road,  
Bandra (East), Mumbai - 400 051  
E-mail:- [cecomm@mahadiscom.in](mailto:cecomm@mahadiscom.in)

Respondent No - 1

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Respondent No - 2

Cc: **Institutional Consumer Representatives:-**

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