

NOTICE

Subject: Petition of M/s. Giriraj Enterprises against Maharashtra State Electricity Distribution Company Limited (MSEDCL) for 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.136 of 2016.

- **Case No. 91 of 2017**

M/s. M/s. Giriraj Enterprises has filed a Petition on 30.05.2017 under Section 142, 146 & 149 of the Electricity Act, 2003 against MSEDCL for 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.136 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 outstanding dues of Rs. 11,17,82,381/- (Rupees Eleven Crores Seventeen Lakhs Eighty Two Thousand Three Hundred and Eighty One Only) as per the Order dated March 16, 2017 in Case No. 135 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 **Tuesday, 11 July, 2017 at 11.30 hrs** in the office of the Commission at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai - 400 005.

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

M/s. Giriraj Enterprises
Malpani House, I.G.Road,
Sangamner – 422 605,
Dist. Ahmednagar
E-mail: dipali@eternitylegal.com

Petitioner

The Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Co. Ltd
Plot No G-9, Prakashgad, 5th floor, Station Road,
Bandra (East), Mumbai - 400051
E-mail : cecomm@mahadiscom.in

Respondent No - 1

General Manager,
Maharashtra Energy Development Agency (MEDA)
MHADA Commercial Complex,
2nd Floor, Opp. Tridal Nagar,
Yerawada, Pune - 411 006
E-mail:- dg@mahaurja.com

Respondent No - 2

Cc: Institutional Consumer Representatives:-

Prayas (Energy Group)
Unit III A & B, Devgiri,
Joshi Railway Museum lane,
Kothrud Industrial Area,
Kothrud, Pune - 411 038
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: mgpanchayat@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

Chamber of Marathwada Industries & Agriculture
Bajaj Bhavan, P-2, MIDC Industrial Area,
Railway Station Road,
Aurangabad – 431005
E-mail: info@cmia-aurangabad.com

Cc: Individual Consumer Representatives:-

Shri Hemant Arunchandra Kapadia
25, Shantiniketan Colony,
Near Shani Mandir,
Aurangabad – 431001
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