

NOTICE

Subject: Amended Petition of Maharashtra State Electricity Distribution Co. Ltd., for modification of the directives of the Commission dated 01.03.2017 for refund of FAC for the period from April to October, 2016 amounting to Rs.369.54 crore to the Consumers.

- **Case No. 46 of 2017**

Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL), has submitted a Amended Petition under affidavit on 10.10.2017 under Section 64 (6) & 94 of the Electricity Act, 2003 for modification of the directives of the Commission dated 01.03.2017 for refund of FAC for the period from April to October, 2016 amounting to Rs.369.54 crore to the Consumers.

The main prayers of the Petitioner are as under-

- a) *Admit the present Petition expeditiously as the Petitioner has already commenced refund of the FAC amounts from the billing month of April 2017, in view of the proceedings in the present matter under the un-amended Petition an any delay in consideration of the present case would be contrary to justice and equity.*
- b) *The impugned directives dated 01.12.2016, 10.01.2017 and 01.03.2017 to the extent the same direct re-computation of FAC and consequential refund be set aside.*
- c) *Pending the hearing and final disposal of the present Petition, the implementation, operation and effect of the impugned directives dated 01.12.2016, 10.01.2017 and 01.03.2017 be stayed.*
- d) *Pending the hearing and final disposal of the present Petition, the implementation, operation and effect of the impugned directives dated 01.12.2016, 10.01.2017 and 01.03.2017 to the extent of the refund passed on to the consumers from the billing month of April 2017 be stayed.*
- e) *Ad-interim relief in terms of prayer Clause (c) and (d)*
- f) *Pass such further orders as this Hon'ble Commission deems fit and proper in the interest of justice and good conscience.*
- g) *To condone any error/omission and to give opportunity to rectify the same.*

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 **Wednesday, 15 November, 2017 at 11.00 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 serve a copy of its above Petition immediately (both in soft and hard copy) to the authorized Institutional Consumer Representatives.
4. The Consumer Representatives is directed to submit their say on affidavit in 1+6 copies to the Commission with documents, if any, on the above mentioned Petition immediately with a copy to the Petitioner.
6. 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)

The Chief Engineer (Power Purchase),
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Petitioner

Cc: Institutional Consumer Representatives:-

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