

NOTICE

Subject:- Petition of Windmill Owners Welfare Association of India against non-Compliance by MSEDCL of the MERC Order dated May 16, 2017 in Case No.157 of 2016 read with relevant provisions of the EA, 2003.

- **Case No. 187 of 2017**

Windmill Owners Welfare Association of India has filed a Petition on 18.12.2017 under Section 86 (1) (f), 142, 146 & 149 of the Electricity Act, 2003 against non-Compliance by MSEDCL of the MERC Order dated May 16, 2017 in Case No.157 of 2016 read with relevant provisions of the EA, 2003.

The main prayers of the Petitioner are as under-

- a) *This Hon'ble Commission be pleased to direct the Respondent to forthwith comply with the Order dated May 16, 2017 and pay the members of the Petitioner as per excel sheet annexed as Annex "D" in compliance of the Order dated May 16, 2017 in Case No. 157 of 2016;*
- b) *This Hon'ble Commission be pleased to direct the Respondent to forthwith pay the members of the Petitioner interest @ 18% p.a. on amount payable as per section 12.02 of the WEPA from May 16, 2017 till date of payment;*
- c) *This Hon'ble Commission be pleased to initiate proceedings against the Respondent 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 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, 23 January, 2018 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 immediately serve a copy of its above mentioned Petition (both in soft and hard Copy) to the Respondent and authorised consumer representatives before the scheduled date of hearing.

4. The Respondent is directed to submit the 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 and 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)

Windmill Owners Welfare Association of India
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Petitioner

The Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Co. Ltd
Plot No G-9, 5th Floor, Prakashgad,
Anant Kanekar Marg,
Bandra (East), Mumbai - 400 051
E-mail : - cecomm@mahadiscom.in

Respondent

Cc: **Institutional Consumer Representatives:-**

Prayas (Energy Group)
Unit III A & B, Devgiri,
Joshi Railway Museum lane,
Kothrud Industrial Area,
Kothrud, Pune - 411 038
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The General Secretary,
Thane Belapur Industries Association,
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Cont'd → 3

Mumbai Grahak Panchayat,
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Cc: **Individual Consumer Representatives:-**

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