

NOTICE

Subject: Petition of M/s. Classic Marble Company Private Limited against Maharashtra State Electricity Distribution Company Ltd. under section 86 (1) (f) of the Electricity Act, 2003 pertaining to adjudication of disputes between M/s. Classic Marble Company Pvt. Ltd. and MSEDCL.

- **Case No. 128 of 2018**

M/s. Classic Marble Company Private Limited has submitted a Petition on 23.04.2018 against Maharashtra State Electricity Distribution Company Ltd. under section 86 (1) (f) of the Electricity Act, 2003 pertaining to adjudication of disputes between M/s. Classic Marble Company Pvt. Ltd. and MSEDCL.

The main prayers of the Petitioner are as under-

a) *Accept and allow this Petition;*

b) *Direct MSEDCL to comply with the terms of WEPAs in letter and spirit including the obligation to make payment of the entire outstanding amount immediately towards Sales invoices due till date [a sum of Rs. 27,615,071/- (Rupees Two Crore Seventy Six Lakh Fifteen Thousand and Seventy One only) is due up to the issued invoice dated November, 2017];*

c) *Direct MSEDCL to comply with the terms of WEPAs in letter and spirit including the obligation to make payment of the entire outstanding amount immediately towards Delayed Payment Charge due till date [The DPC amount due up to the date January 20, 2018 is Rs. 79,44,053/- (Rupees Seventy Nine Lakh Forty Four Thousand and Fifty Three only)];*

d) *Direct MSEDCL to pay carrying cost at the rate of 15% per annum of the delay in payment of the Late/Delayed Payment Surcharge by MSEDCL;*

e) *Award cost of the petition in favour of the petitioner;*

f) *Direct MSEDCL to comply with the terms of WEPAs by honoring its commitments under WEPAs;*

g) *Call for the entire record relating to the case of Petitioner and after perusing the same, pass such appropriate order or direction;*

h) *Pass, any other appropriate relief, order or direction, which this Hon'ble Commission deems just and proper in the facts and circumstances of the present case, in favour of Petitioner.*

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 **Sunday, 17 June, 2018 at 10.00 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 the authorised consumer representatives before the scheduled date of hearing.

4. The Respondent is directed to submit the say immediately 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 authorized Consumer Representatives, the CRs may submit there say before hearing.

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/-
(Anilkumar Ukey)
Dy. Director (Legal)

M/s. Classic Marble Company Pvt. Ltd.
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Next to Ceat Tyre Factory,
Subhash Nagar, Bhandup (West),
Mumbai - 400 078
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Petitioner

Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Co. Ltd
Plot No G-9, 5th Floor, Prakashgad,
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Respondent

Cc: Institutional Consumer Representatives:-

Prayas (Energy Group)
Unit III A & B, Devgiri,
Joshi Railway Museum lane,
Kothrud Industrial Area,
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E-mail: peg@prayaspune.org

The General Secretary,
Thane Belapur Industries Association,
Rabale Village, Post Ghansoli,
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Mumbai Grahak Panchayat,
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Maharashtra Chamber of Commerce,
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Chamber of Marathwada Industries & Agriculture
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Cc: Individual Consumer Representatives:-

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