

NOTICE

Subject: Miscellaneous Petition of Dhariwal Infrastructure Limited under Section 86 (1) (a), (f) and 62 (6) of the Electricity Act, 2003 read with Regulations 32 of MERC (Conduct of Business) Regulations, 2004 seeking appropriate direction for refund of the excess amount recovered by MSEDCL on account of supply of Start-up Power to Unit 1 of the generating station of Dhariwal Infrastructure Limited located at Tadali, Chandrapur for the period from September 2013 to May 2015 under "HT-Commercial" category instead of "HT-Industrial" category.

- **Case No. 67 of 2018**

Dhariwal Infrastructure Limited has submitted a Miscellaneous Petition on 30.01.2018 under Section 86 (1) (a), (f) and 62 (6) of the Electricity Act, 2003 read with Regulations 32 of MERC (Conduct of Business) Regulations, 2004 seeking appropriate direction for refund of the excess amount recovered by MSEDCL on account of supply of Start-up Power to Unit 1 of the generating station of Dhariwal Infrastructure Limited located at Tadali, Chandrapur for the period from September 2013 to May 2015 under "HT-Commercial" category instead of "HT-Industrial" category.

The main prayers of the Petitioner are as under-

- a) *Admit the present Petition;*
- b) *Declare that the Petitioner is classified under "HT-Industrial" category for the period September 2013 to May 2015 for availing supply of start-up power and accordingly the tariff applicable for industrial category will be applicable for the Petitioner;*
- c) *Direct the Respondent Licensee to refund the excess amount paid by the Petitioner towards supply of Start-up power during September 2013 to May 2015 alongwith applicable interest till the actual date of payment, on account of excess recovery of charges for Start-up Power by incorrect categorization of the Petitioner in "HT-Commercial" category instead of "HT-Industrial" category;*
- d) *Pass such other Order(s), as this Hon'ble Commission may deem fit and proper, keeping in view the facts and circumstances of the case.*

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, 10 July, 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 its say well in advance 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.

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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Petitioner

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Respondent

Cc: **Institutional Consumer Representatives:-**

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Cc: Individual Consumer Representatives:-

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