

NOTICE

Subject: Petition of The Indian Hotels Company Limited under Sections 86 (1)(a) and 86 (1)(k) read with section 62 of the Electricity Act, 2003, seeking declaratory reliefs in respect of refund of the Transport Division Loss Recovery Charge illegally collected by the Respondent during the period FY 2012-13 to FY 2015-16.

- **Case No. 190 of 2018**

The Indian Hotels Company Limited has submitted a Petition on 25.06.2018 under Sections 86 (1)(a) and 86 (1)(k) read with section 62 of the Electricity Act, 2003, seeking declaratory reliefs in respect of refund of the Transport Division Loss Recovery Charge illegally collected by the Respondent during the period FY 2012-13 to FY 2015-16.

The main prayers of the Petitioner are as under-

- a) *Declare that the Petitioner is entitled to a refund in the amounts of Rs. 18,88,72,618/- towards TDLR Charges paid to the Respondent up to September 2016 in respect of the Electricity Connections, including an amount of Rs. 14,87,65,896/- paid in respect of the electricity connection bearing Consumer No. 101-538-000*0;*
- b) *Without prejudice and in the alternative to prayer clause a) above, modify, if necessary, the MYT Order dated 28.10.2016 to the extent it does not provide for a refund of TDLR Charges in the amounts of Rs. 18,88,72,618/- paid by the Petitioner to the Respondent in respect of the Electricity Connections, including an amount of Rs. 14,87,65,896/- paid in respect of the electricity connection bearing Consumer No. 101-538-000*0; and*
- (c) *Pass such other relief as Hon'ble Commission deems fit and appropriate under the circumstances of the case and in the interest of justice.*

2. I am directed to communicate that the hearing in the above matter will be held on **Tuesday, 25 September, 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 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.

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)

The Indian Hotels Company Limited
Mandlik House
Mandlik Road, Colaba
Mumbai - 401 001.
E-mail : - sujay.gayen@trilegal.com

Petitioner

The Chief Engineer, (Regulatory),
BEST Undertaking, BEST Bhavan,
BEST Marg, Post Box No. 192
Mumbai – 400 001.
E-mail:- cercbest@gmail.com

Respondent