

NOTICE

Subject: Petition of Spentex Industries Limited for Arbitrary Levy of Wheeling Charges & applicable Wheeling Loss for the FY 2015-2016 and FY 2016-2017 and for non-refund of Wheeling Charges & Wheeling Loss paid to erroneously levied by the Distribution Licensee MSEDCL.

- **Case No. 187 of 2018**

Spentex Industries Limited has submitted a Petition on 20.06.2018 under Section 86(1)(a), 86(1)(i) read with Section 42(2) and Section 23 and Section 142 of Electricity Act, 2003 for Arbitrary Levy of Wheeling Charges & Applicable Wheeling Loss for the FY 2015-2016 and FY 2016-2017 in contradistinction to provisions of Electricity Act, 2003 and MERC (Distribution Open Access) Regulations, 2014 and 2015 and for non-refund of Wheeling Charges & Wheeling Loss paid to erroneously levied by the Distribution Licensee MSEDCL in contravention of MERC (Distribution Open Access) Regulations, 2014 and 2015.

The main prayers of the Petitioner are as under-

- a. *That this Hon'ble Commission may be pleased to declare that the inclusion of levy of Wheeling Charges and applicable wheeling losses in the bills issued for the Period November 2015 till December 2016 for consumer No. 186849005550 bills issued from August 2015 till December 2016 for Consumer No. 186849041700 Unit B by the Respondent is illegal and contrary to MERC (Distribution Open Access) Regulations 2014, 2015 and 2016*
- b. *That this Hon'ble Commission may be pleased to direct the Respondents to refund an amount of Wheeling Charges for an amount of Rs.22,66,378 & Wheeling Loss for an amount of Rs.80,81,735/- cumulatively amounting to Rs.1,10,92,813/-, with interest for Consumer No. 186849005550 and Wheeling Chagres for an amount of Rs.49,43,533/- & Wheeling Loss for an amount of Rs.1,79,79,759/- cumulatively amounting to Rs.2,46,78,627/-, with interest for Consumer No.186849041700; aggregating to Rs.3,57,71,440 to be paid with interest and further interest @18% per annum on Rs.3,57,71,440 till the final payment is made by the Respondents to Petitioner;*
- c. *Allow the Petitioner to submit any additional information, document and explanation that the Commission may require.*
- d. *Pass such other order or orders as the Hon'ble Commission may deem fit and appropriate.*

2. I am directed to communicate that the hearing in the above matter will be held on **Monday, 24 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.

Cont'd →2

3. The Petitioner is directed to immediately serve a copy of its above mentioned Petition (both in soft and hard Copy) to the Respondents before the scheduled date of hearing.
4. The Respondents are 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)

Spentex Industries Limited
D-48, M.I.D.C, Industrial Area Baramati,
Dist- Pune - 413133.
E-mail : - rajumkundwar12@gmail.com/ rmkundwar@clcgroup.com

Petitioner

The Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Co. Ltd
Plot No G-9, Prakashgad, 5th floor, Station Road,
Bandra (East), Mumbai - 400 051
E-mail: - cecommho@gmail.com

Respondent No. 1

The Superintended Engineer (BRC),
Maharashtra State Electricity Distribution Co. Ltd
Baramati, Dist. Pune - 413133
E-mail: - sebaramati@gmail.com/ eebaramati@ho.mahadiscom.in /
cebaramati@ho.mahadiscom.in

Respondent No. 2