

**NOTICE**

Subject: Petition of M/s. Marigold Pharmaceuticals Pvt. Limited under Section 142, 146 and 149 the Electricity Act, 2003 for non-compliance of Hon'ble CGRF, Baramati zone's Order dated 14 May, 2018 for Case No. 03 of 2018 and non resolution matter related to the connection by MSEDCL.

- **Case No. 210 of 2018**

M/s. Marigold Pharmaceuticals Pvt. Limited has submitted a Petition on 19.07.2018 under Section 142, 146 and 149 the Electricity Act, 2003 for non-compliance of Hon'ble CGRF, Baramati zone's Order dated 14 May, 2018 for Case No. 03 of 2018 and non resolution matter related to the connection by MSEDCL.

The main prayers of the Petitioner are as under-

*15) Please admit the our case*

*16) We request to schedule urgent hearing on the matter because we are facing huge losses and under tremendous mental pressure.*

*17) Please direct the MSEDCL officers to comply the order passed by Honorable CGRF Baramati dated 14/5/2018 in case no. 03 of 2018.*

*18) Please direct MSEDCL to pay compensation of Rs 50,000 (Rs. Fifty thousand) towards cost of this petition & CGRF case attending.*

*19) Impose Penalty under section 142 for noncompliance of CGRF order in present matter. (To impose penalty on the MSEDCL Officers as worked out as per section 142 of Elect. Act 2003, which shall not exceed Rs.1.0 lakh for each contravention and in case of a continuing failure with an additional penalty which may extend to Rs.6,000/- for every day during which the failure continues.)*

*20) Impose Penalty and prosecution under section 146 & 149 for noncompliance of CGRF order in present matter. (shall be punishable with imprisonment for a term which may extend to three months or with fine, which may extend to one lakh rupees, or with both in respect of each offence and in the case of a continuing failure, with an additional fine which may extend to five thousand rupees for every day during which the failure continues after conviction of the first such offence)*

*21) Please award the compensation under section 43 (3), from the date of application for electricity from 28/10/2014 to till date. i.e. 1000 per day, which is fit and correct according regulations and EA, 2003. OR give direction and opportunity to admit the same matter with CGRF. Which commission finds correct.*

- 22) *Please hold MSEDCL responsible for our losses due to electricity / MSEDCL problems. (in our case MSEDCL failure to complies various sections of EA 2003 and SOPs, connection purposefully given on overloaded transformer , new transformer should provide within three months in case of voltage issues, not provided electricity in time , not provided resolution till date). Consider these losses; these losses are mentainance of unit, salary and wages of employees, depreciation of machinery and equipments, interest on investments, loan, etc; project land and infrastructure is ideal since long time. So direct MSEDCL to pay them to us. (Rs. 7100000.00, seventy one lakhs). OR decide the losses due MSEDCL failure to comply the E.A.2003 and Regulations and purposefully work out avoiding the regulations.*
- 23) *Direct MSEDCL to provide the Electricity as per the Industrial Load shedding pattern to our unit with immediate effect.*
- 24) *Request to the commission, not to accept any excuses from MSDCL/Officer regarding reasons for non-compliance and related. (From order till date i.e. two month times, they have not contacted to us for any type of resolution and compliance, not attended the CGRF etc.)*
- 25) *We may be permit to make additional submission which may be required at the time of the hearings.*
- 26) *Any other relief, to which we are found to be entitled to considering the facts and circumstances of the case, be granted.*

2. I am directed to communicate that the hearing in the above matter will be held on **Monday, 15 October, 2018 at 10.00 hrs** in the office of the Commission at 13<sup>th</sup> 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 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/-  
(Anilkumar Ukey)  
Dy. Director (Legal)  
Cont'd →3

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Petitioner

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Respondent No. 1

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Respondent No. 2