

**NOTICE**

Subject: Review Petition of Maharashtra State Electricity Distribution Co. Ltd for requesting the Hon'ble Commission to review its order dated 12.07.2018 passed in Case No. 84 of 2015. (Petition of Jawahar Shetkari Sahakari Sakhar Karkhana Ltd. regarding compliance of direction given by the Commission in the Order dated 11 November, 2014 in Case No. 127 of 2014 and Discussion Paper regarding the treatment of similar cases post expiry of Energy Purchase Agreement).

- **Case No. 264 of 2018**

Maharashtra State Electricity Distribution Co. Ltd has submitted a Petition on 07.09.2018 under Section 94 (1) (f) of the Electricity Act, 2003 for requesting the Hon'ble Commission to review its order dated 12.07.2018 passed in Case No. 84 of 2015. (Petition of Jawahar Shetkari Sahakari Sakhar Karkhana Ltd. regarding compliance of direction given by the Commission in the Order dated 11 November, 2014 in Case No. 127 of 2014 and Discussion Paper regarding the treatment of similar cases post expiry of Energy Purchase Agreement).

The main prayers of the Petitioner are as under-

- (a) *Allow the present review petition by reviewing the order dated 12.07.2018 passed in Case No. 84 of 2015 as prayed herein.*
- (b) *Clarify the treatment to be given to the contracts entered by MSEDCL based on order dated 15.11.2017 issued in Case No. 155 of 2017.*
- (c) *Clarify the treatment to be given for post expiry of EPA with Group-I, II & IV wind projects where commission has not determined any tariff.*
- (d) *Fixing the ceiling tariff of Rs. 0.75 per unit for Wind Projects and allow first right for refusal to MSEDCL in case of post expiry of wind EPA or else allow MSEDCL to fix the ceiling rate for Competitive Bidding.*
- (e) *MSEDCL humbly request to the commission as what treatment is to be given to this short term wind power procurement whose PPA are already executed or LOIs are already issued.*
- (f) *Not to keep variable cost fixed for Bagasse & Biomass based projects that have completed their EPA's of 13 years and allow MSEDCL to decide a ceiling tariff based on market algorithm.*
- (g) *Pass such further orders as this Hon'ble Commission deems fit and proper in the interest of justice and good conscience.*

2. I am directed to communicate that the hearing in the above matter will be held on **Wednesday, 10 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 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 Chief Engineer (Power Purchase),  
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Review Petitioner

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Respondent