

**NOTICE**

Subject: Petition of Kamal Encon India Ltd. (Formerly known as KEC INDL LTD) under Section 86(1)(f) of the Electricity Act, 2003 pertaining to adjudication of disputes between Kamal Encon Industries Limited and Maharashtra State Electricity Distribution Company Ltd.

- **Case No. 21 of 2019**

Kamal Encon India Ltd. (Formerly known as KEC INDL LTD) has filed Petition on 24.01.2019 Petition under Section 86(1)(f) of the Electricity Act, 2003 pertaining to adjudication of disputes between Kamal Encon Industries Limited and Maharashtra State Electricity Distribution Company Ltd.

The main prayers of the Petitioner are as under-

- a) *Direct MSEDCL to make payment of the entire Outstanding Amount towards Sales Invoices due from July, 2018 for Bhramanvel Project till the month of Oct,2018 within seven (7)days[a sum of Rs. 7044811/ (Rupees Sevent lacs forty four sixty thousand eight Hundred and eight hundred eleven only) is outstanding towards invoices along with unpaid due interest /DPC amount as up to the month of 31.12.2018 for Rs. 1200908/- and further old/previous pending due interest of Rs.1082457/- up the date of actual payment for our Bhramanvel Project totaling to Rs.9328226/- as detailed in Annex "C"];*
- b) *Direct the Respondents to pay carrying cost at the rate of 18% per annum of the delay in payment of the late payment surcharge by the Respondent in all future payments.*
- c) *Direct the respondents to issue immediately all the pending credit notes which has not been issued till date and as a result invoices could not be issued.*
- d) *Direct the respondent to expedite the due process of approval for already applied short-term PPA on 02.01.2018 . Because after the expiry of aforesaid Short-term PPA w.e.f. 06.05.2019 petitioner/applicant shall avail the inter-state open access of power under captive consumption mode as per CERC/MERC/HERC rules and regulations.*
- e) *Award costs of these proceedings against MSEDCL and in favour of the Petitioner for Rs.2,00,000/-; and*
- f) *Pass such other order(s) as the Hon'ble Commission may deem just in the facts of the present case."*

2. I am directed to communicate that the hearing in the above matter will be held on **Thursday, 14 March, 2019 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)

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Petitioner

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Respondent