

NOTICE

Subject:- Petition of Mrs. Geetha Pundaleeka (Geetha Pundaleeka a Proprietorship Firm) under Regulation 32 of the MERC (Distribution Open Access) Regulations, 2016 for adjudication of wrongful and illegal denial of open access by MSEDCL and petition under Section 86 (1) (f) 2003 and under Section 60 & 66 of the Electricity Act, 2003 and petition under regulation 92, 93 and 94 of the MERC (conduct of business) regulations, 2004 praying the Hon'ble Commission to exercise its inherent powers.

- **Case No. 66 of 2019**

Mrs. Geetha Pundaleeka (Geetha Pundaleeka a Proprietorship Firm) has filed Petition on 12.03.2019 Petition under Regulation 32 of the MERC (Distribution Open Access) Regulations, 2016 for adjudication of wrongful and illegal denial of open access by MSEDCL and petition under Section 86 (1) (f) 2003 and under Section 60 & 66 of the Electricity Act, 2003 and petition under regulation 92, 93 and 94 of the MERC (conduct of business) regulations, 2004 praying the Hon'ble Commission to exercise its inherent powers.

The main prayers of the Petitioner are as under-

- a) *Hold and declare that the act of denial of Open Access to the Petitioner for the month of February, 2019 and March, 2019 by MSEDCL is illegal, arbitrary and against the law;*
- b) *Direct MSEDCL to grant Open Access to the Petitioner with immediate effect and no later than, for the months of April, 2019 onwards; and by way of an interim order till the pendency of the present petition.*
- c) *Direct MSEDCL to issue Generation credit reports for the month of February, 2019 and March, 2019 and compensate the Petitioner for the power utilized by MSEDCL;*
- d) *Direct MSEDCL to compensate the Petitioner for the unutilized banked energy to the tune of 2,40,904 units (upto 31st Dec, 2018) on account of non-adjustment of same because of illegal denial open access;*
- e) *Pass such further orders as this Hon'ble Commission deems fit and proper in the interest of justice and good conscience.*

3. I am directed to communicate that the hearing in the above matter will be held on **Wednesday, 27 March, 2019 at 10.00 hrs** in the office of the Commission at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai - 400 005.

4. 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.

5. The Respondent is directed to submit the say on affidavit in 1+6 copies to the Commission with documents, if any, on the above mentioned Petition immediately, with a copy to the Petitioner.

6. 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)

Petitioner

Mrs. Geetha Pundaleeka
Geetha Pundaleeka (A Proprietorship Firm)
#4, 6th Cross
N.R Colony, Bangalore
Karnataka- 560 019
E-mail:- roshan.tanna@gmail.com / pai@fdicare.com

Respondent

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