

**NOTICE**

Subject:- Petition of The Tata Power Company Limited -Distribution seeking a declaration that Adani Electricity Mumbai Limited (AEML) is engaged in process of migrating a consumer in a manner which would defeat the intent and purpose of the governing framework regarding switchover of consumers as laid down by this Hon'ble Commission.

- **Case No. 97 of 2019**

The Tata Power Company Limited -Distribution has filed Petition on 12.04.2019 Petition under Section 86, 142 and 146 of the Electricity Act, 2003 seeking a declaration that Adani Electricity Mumbai Limited (AEML) is engaged in process of migrating a consumer in a manner which would defeat the intent and purpose of the governing framework regarding switchover of consumers as laid down by this Hon'ble Commission.

The main prayers of the Petitioner are as under-

2) The Petitioner prays:-

- a) *Hold and declare that the present consumer falls under Scenario 53(a) and AEML can supply electricity to the said consumer under changeover mode only;*
- b) *Hold that the network development by AEML to connect to the consumer does not amount to mere laying/ extending of service line;*
- c) *In the alternative to (a) and (b), direct that the disproportionate cost incurred for laying the network (over and above that allowed under the Schedule of Charges laid down by this Hon'ble Commission) should not be passed on to the larger set of consumers.*
- d) *Pending adjudication of the present proceedings, pass an ex-parte, ad-interim/ interim order staying laying of cables/ service line by AEML for the purpose of switching over the consumer as set out in the present Petition;*
- e) *Permit the Petitioner to amend, modify, vary and alter any of the pleadings and prayers in this Petition;*
- f) *Pass such other or further order/ orders as this Hon'ble Commission may deem fit and proper in the facts and circumstances of the present case and in the interest of justice.*

2. I am directed to communicate that the hearing in the above matter will be held on **Wednesday, 24 April, 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 Respondents before the scheduled date of hearing.
4. The Respondents are 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.
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 No. 1

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Respondent No. 2