

NOTICE

Subject:- Petition of Mahindra CIE Automotive Limited against non-compliance by Maharashtra State Electricity Distribution Co. Ltd of the Order Dated October 23, 2018 in Case No. 71 of 2018 of the Hon'ble Commission read with relevant provisions of the Electricity Act, 2003 and MERC (Distribution Open Access) Regulations, 2016.

- **Case No. 93 of 2019**

Mahindra CIE Automotive Limited has filed Petition on 09.04.2019 Petition against non-compliance by Maharashtra State Electricity Distribution Co. Ltd of the Order Dated October 23, 2018 in Case No. 71 of 2018 of the Hon'ble Commission read with relevant provisions of the Electricity Act, 2003 and MERC (Distribution Open Access) Regulations, 2016.

The main prayers of the Petitioner are as under-

- a) *This Hon'ble Commission be pleased to direct MSEDCL to forthwith comply with the Order dated October 23, 2018 and issue corrected and revised bills to the Petitioner, as applicable from the month of May, 2016 onwards;*
- b) *This Hon'ble Commission be pleased to direct MSEDCL to forthwith comply with the Order dated October 23, 2018 and pay the Petitioner outstanding dues towards costs incurred, on account of the adopting of incorrect billing methodology adopted by MSEDCL, amounting to Rs. 5,79,17,464 /- (Rupees Five Crores Seventy Nine Lakhs Seventeen Thousand Four Hundred and Sixty Four Only), as calculated upto January 30, 2019, along with an interest of 18% per annum from October 23, 2018 till date of payment thereof;*
- c) *This Hon'ble Commission be pleased to initiate proceedings against MSEDCL and its officers under provisions of the EA, 2003 including sections 142 and 146 of the EA, 2003, for wilful disobedience and for securing compliance of the Orders passed by the Hon'ble Commission;*
- d) *This Hon'ble Commission be pleased to refer the matter to the Hon'ble High Court for initiation of contempt proceedings against the directors and officers of MSEDCL;*
- e) *This Hon'ble Commission be pleased to order Interim and Ad-interim reliefs in terms of prayers (a) to (b) above;*
- f) *This Hon'ble Commission be pleased to award cost for these proceedings against MSEDCL and in favour of the Petitioner;*
- g) *This Hon'ble Commission be pleased to pass such other Orders as this Hon'ble Commission may deem fit.*

2. I am directed to communicate that the hearing in the above matter will be held on **Wednesday, 19 June, 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.
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 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)

Mahindra CIE Automotive Limited
Mahindra Towers, 1st Floor,
Dr. G. M. Bhosale Marg,
Worli, Mumbai 400 018
E-mail:- dipali@eternitylegal.com

Petitioner

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

Respondent