

NOTICE

Subject:- Petition filed by Sun-N-Sand Hotels Pvt Limited for non-compliance of 5th April, 2019 Commission Order in Case No. 43 of 2019 by the Respondent. the petitioner also seeks review of Hon. Commission's Order in Case No. 43 of 2019 as originally sought for contempt and the execution of the Hon. Commission's order dated 15th January, 2019 in Case No 342 of 2018 under Sections 142, 146 & 86(1)(f) of the Electricity Act, 2003 (with amendments) for adjudication of dispute on the issue of outstanding payments, of delayed payment surcharge and of interest on delayed payment surcharge by the Respondent.
Case No. 106 of 2019

Sun-N-Sand Hotels Pvt Limited has filed Petition on 03.05.2019 Petition for non-compliance of 5th April, 2019 Commission Order in Case No. 43 of 2019 by the Respondent. the petitioner also seeks review of Hon. Commission's Order in Case No. 43 of 2019 as originally sought for contempt and the execution of the Hon. Commission's order dated 15th January, 2019 in Case No 342 of 2018 under Sections 142, 146 & 86(1)(f) of the Electricity Act, 2003 (with amendments) for adjudication of dispute on the issue of outstanding payments, of delayed payment surcharge and of interest on delayed payment surcharge by the Respondent.

The main prayers of the Petitioner are as under-

- a. *To admit this application with the relives sought.*
- b. *To invoke contempt proceedings as sought in his petition of case No. 342 of 2018.*
- c. *To view the continued noncompliance of Hon. Commission's orders and pass strictures and levy penalty as per Sections 142 and 146 of EA 2003.*
- d. *To withdraw the onetime concession given on interest on DPC payments and direct the Respondent to pay cumulative 15% interest on DPC payments from the date of default.*
- e. *To bar the Respondent claiming the wind power credits towards the RPO till the last paisa of the outstanding is cleared.*
- f. *To give final directions to comply with the release of payments immediately.*
- g. *To permit additions/deletions during the course the hearings.*

2. I am directed to communicate that the hearing in the above matter will be held on **Friday, 07 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/-
(Anilkumar Ukey)
Director, Legal (I/c)

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Petitioner

The General Manager (F&A)
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Maharashtra State Electricity Distribution Co. Ltd
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Respondent