

NOTICE

Subject:- Petition filed by M/s Classic Marble Company Pvt. Ltd. for Non Compliance of the order dated 28.09.2018 in Case No. 128 of 2018 passed by the Commission directing the respondent to make the payment of delayed payment charges (DPC)
- **Case No. 128 of 2019**

M/s Classic Marble Company Pvt. Ltd. has filed a Petition on 30.05.2019 under Sections 142,146 and 149 of the Electricity Act, 2003 for Non Compliance of the order dated 28.09.2018 in Case No. 128 of 2018 passed by the Commission directing the respondent to make the payment of delayed payment charges (DPC).

The main prayers of the Petitioner are as under-

- a) *To initiate the contempt proceedings against Respondent for the non- compliance of Hon'ble Commission's directives.*
- b) *Direct the Respondent to comply with the directions given by the Hon'ble Commission in the order dated 28.09.2018 and pay immediately the Delayed Payment Charge (DPC) amounting Rs. 1,00,64,912/- (Rupees One Crore Sixty Four Thousand Nine Hundred Twelve only) as per the reconciled statement dated 30.06.2018 and 09.10.2018.*
- c) *Direct the Respondent to pay the DPC amount for payments of the invoices from October 2017 to June 2018 made on 17.11.2018, 25.12.2018 and 30.03.2019 amounting Rs. 11,61,966/- (Rupees Eleven Lakh Sixty One Thousand Nine Hundred Sixty Six only).*
- d) *Direct the Respondent to pay interest on DPC amount referring point (b) and (c) of the above prayer as directed by the Hon'ble Commission in the order dated 28.09.2018.*
- e) *Direct the Respondent to continue to make timely payment for the future invoices as per the terms of WEPAs;*
- f) *Call for the entire record relating to the case of Petitioner and after perusing the same, pass such appropriate order or direction;*
- g) *Pass, any other appropriate relief, order or direction, which this Hon'ble Commission deems just and proper in the facts and circumstances of the present case, in favour of Petitioner.*

2. I am directed to communicate that the hearing in the above matter will be held on **Wednesday, 26 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)

M/s. Classic Marble Company Pvt. Ltd.

15, Bhandup Village Road,

Next to Ceat Tyre Factory,

Subhash Nagar, Bhandup (West),

Mumbai - 400 078

E-mail : - jain.minaxi@gmail.com / jain.aklesh@gmail.com

Petitioner

The Managing Director,

Maharashtra State Electricity Distribution Co. Ltd

Plot No G-9, 5th Floor, Prakashgad,

Anant Kanekar Marg,

Bandra (East), Mumbai - 400 051

E-mail : - cecommho@gmail.com

Respondent