

NOTICE

Subject:- Petition filed by Liberty Oil Mills Limited under Section 42, Section 86(1)(e) and Section 86(1)(f) of the E A, 2003 read with MERC (Distribution Open Access) Regulations, 2016 pertaining to adjudication of disputes between Liberty Oil Mills Limited and Maharashtra State Electricity Distribution Co. Ltd (Short Term Open Access)

- **Case No. 133 of 2019**

Liberty Oil Mills Limited has filed a Petition on 07.06.2019 Petition under Section 42, Section 86(1)(e) and Section 86(1)(f) of the E A, 2003 read with MERC (Distribution Open Access) Regulations, 2016 pertaining to adjudication of disputes between Liberty Oil Mills Limited and Maharashtra State Electricity Distribution Co. Ltd (Short Term Open Access)

The main prayers of the Petitioner are as under-

- a. *Quash the email dated May 3, 2019 sent by MSEDCL to Petitioner denying grant of MTOA permission for self-use for its Unit and direct Respondent to grant MTOA permission to the tune of 2.4 MW for Unit sought vide application with ID. 8368 w.e.f. April 1, 2019 to March 31, 2022;*
- b. *Direct Respondent to give credit notes for power generated which is not adjusted in the bills of the Petitioner for the power injected in the grid from April 1, 2019;*
- c. *Direct Respondent to permit adjustment of credit notes issued in terms of prayer (b) above in the bills of the Petitioner not limited to the FY 2019-20 as adjustment may not happen due to unjustified denial of MTOA by MSEDCL;*
- d. *Direct Respondent to adhere to DOA Regulations and Practice Directions whilst processing open access permissions in letter and spirit;*
- e. *Direct Respondent to continue granting open access permissions to the Petitioner in accordance with applicable laws;*
- f. *Award costs of this proceedings against the Respondent and in favour of the Petitioner;*
and
- g. *Pass such other orders as this Hon'ble Commission may deem just in the facts of the present case.*

2. I am directed to communicate that the hearing in the above matter will be held on **Tuesday, 23 July, 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)

Liberty Oil Mills Limited
Amerchand Mansion,
D wing, 16 Madame Cama Road,
Colaba, Mumbai - 400039
E-mail:- dipali@eternitylegal.com

Petitioner

The Chief Engineering (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