

NOTICE

Subject:- Amended Petition filed by Maharashtra State Power Generation Co. Ltd in Case No. 112 of 2019 for seeking approval for adoption of tariff of long term procurement of 252 MW out of approved 302 MW solar power through MSPGCL from the solar projects to be set up under 'Mukhyamantri Saur Krishi Vahini Yojana' and for modification to the approved draft PSA under section 63 and 86(1)(a) of the Electricity Act 2003.

- **Case No. 112 of 2019**

Maharashtra State Power Generation Co. Ltd has filed Amended Petition on 05.08.2019 in Case No. 112 of 2019 for seeking approval for adoption of tariff of long term procurement of 252 MW out of approved 302 MW solar power through MSPGCL from the solar projects to be set up under 'Mukhyamantri Saur Krishi Vahini Yojana' and for modification to the approved draft PSA under section 63 and 86(1)(a) of the Electricity Act 2003.

The main prayers of the amended Petitioner are as under-

- a) *The Hon'ble Commission may please admit the Amended Petition;*
- b) *Grant an expeditious hearing of this Petition;*
- c) *Approve the proposed modification in Article 8.1 "change in law" of approved PSA;*
- d) *Consider the draft PPAs submitted as compliance to relevant directions in order dated 16.10.2018 in case No. 172 of 2017;*
- e) *Approve the deviation regarding "Scheduled COD" definition proposed for draft PPA for 150 MW projects under Phase –II competitive bidding process and also approve the modification of the relevant PSA to adopt the same ;*
- f) *Approve the proposed deviation in the PPA clause for "Generation Compensation in off-take constraint due to transmission/Distribution network" in case of the 150 MW projects under Phase- II competitive bidding process and 102 MW under EoI process and also allow MSPGCL and MSEDCL to incorporate the proposed change in relevant clause in the PSA ;*
- g) *Approve the deviation regarding inclusion of "Change in law" clauses in the draft PPA for 102 MW EoI process ,as per proposed modification to approved draft PSA ,when the same was not specifically provided in tender document for EoI;*
- h) *Condone any shortcomings/deficiencies in the petition and allow MSPGCL to submit additional information/data at a later stage as may be required; and*
- i) *Pass such further order(s) as it deems just, fit and proper in the facts and circumstances of the case.*

2. I am directed to communicate that the hearing in the above matter will be held on **Thursday, 22 August, 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 amended Petition (both in soft and hard Copy) to the Impleaded parties before the scheduled date of hearing.
4. The Impleaded parties are directed to submit the say on affidavit in 1+6 copies to the Commission with documents, if any, on the above mentioned amended Petition immediately, with a copy to the Petitioner.
5. The Parties are directed to file their amended 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)

The Chief Engineer (RCD),
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Petitioner

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Impleaded Party - 3

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