

NOTICE

Subject:- Petitioner Vidarbha Industries Power Limited (VIPL) under Section 86 (1)(f) of the Electricity Act, 2003 (“Act”) challenging the legality, validity and propriety of the Termination Letter dated 20.04.2019 (“Termination Letter”) issued by Respondent i.e. Adani Electricity Mumbai Limited (“AEML”).

- **Case No. 247 of 2019**

The Petitioner Vidarbha Industries Power Limited (VIPL) has filed the Petition on 30.08.2019 under Section 86 (1)(f) of the Electricity Act, 2003 (“Act”) challenging the legality, validity and propriety of the Termination Letter dated 20.04.2019 (“Termination Letter”) issued by Respondent i.e. Adani Electricity Mumbai Limited (“AEML”).

The main prayers of the Petitioners are as under-

- (a) *Admit the present Petition;*
- (b) *Set aside Termination Letter dated 20.04.2019 issued by AEML;*
- (c) *Declare that the Termination Letter dated 20.04.2019 issued by AEML to the VIPL is bad in law and against the clauses of the PPA;*
- (d) *Declare that the PPA dated 14.08.2013 entered between the AEML and VIPL is valid and subsisting;*
- (e) *Pending the hearing and final disposal of the Petition order / direct the continuation of the transaction under the PPA dated 14.08.2013 entered between the AEML and VIPL by staying operation of the Termination Letter dated 20.04.2019 issued by AEML to the VIPL;*
- (f) *Pending the hearing and final disposal of the Petition restrict AEML to enter into any other Power Purchase Arrangement and / or Agreement for any long term or medium-term period;*
- (g) *Pass any such order(s) as deemed appropriate in the circumstance of this case.*

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

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3. The Petitioner is directed to immediately serve a copy of its above mentioned Petition (both in soft and hard Copy) to the Respondents before the scheduled date of hearing.
4. The Respondents are 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)

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Navi Mumbai - 400 710
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Petitioner

Adani Electricity Mumbai Limited
CTS 407/A (New), 408 Old Village,
EksarDevidas Lane, Off SVP Road ,
Borivali West, Mumbai - 400 103
Email :- ajit.barodia@adani.in

Respondent No – 1

Axis Bank Limited
'Axis House'
C-2, Wadia International Centre,
Pandurang Budhkar Marg,
Worli, Mumbai – 400025

Respondent No – 2

State Bank of India,
Overseas Branch, 2nd floor,
The Arcade, World Trade Centre,
Cuffe Parade, Mumbai - 400005

Respondent No – 3

Bank of Baroda
Corporate Banking Branch,
B/14, Chirag Enclave
Nehru Place, New Delhi – 110048

Respondent No – 4

Bank of Maharashtra
Advance Department Fort Branch
1st Floor, Janmarg, 45/47
Mumbai – 400023

Respondent No – 5

Oriental Bank of Commerce
14th Floor, Maker Tower 'F',
Chamundeshwari Nagar,
Cuffe Parade, Mumbai – 400005

Respondent No – 6

Syndicate Bank,
Plot No. 227,
Nariman Bhavan, Ground Floor,
Mumbai - 400021

Respondent No – 7