

**NOTICE**

Subject: Petition of WinIndia Ventures Pvt Ltd seeking adjudication of disputes between Renewable Generator (Petitioner) and Distribution Licensee (MSEDCL) w.r.t illegal rejection of online application dated 14.07.2020 preferred by the Petitioner for sale of power to MSEDCL @ Rs. 2.52/unit.

**Case No. 155 of 2020**

The Petitioner WinIndia Ventures Pvt Ltd has filed Petition on 26.7.2020 under Section 86 (1) (e) and Section 86 (1) (f) of the Electricity Act, 2003 seeking adjudication of disputes between Renewable Generator (Petitioner) and Distribution Licensee (MSEDCL) w.r.t illegal rejection of online application dated 14.07.2020 preferred by the Petitioner for sale of power to MSEDCL @ Rs. 2.52/unit for the period 15.07.2020 to 30.06.2021 on short term online portal of MSEDCL and Petition in view of Daily Order dated 13.07.2020 and 24.07.2020 passed by the Hon'ble APTEL in DFR no. 229 of 2020 filed against this Hon'ble Commission's Order dated 07.07.2020 in Case No. 101/2020

The prayers are as under:

- (a) *Hold and declare that rejection dated 21.07.2020 by MSEDCL of the online application dated 14.07.2020 made by Petitioner is illegal and bad in law, in view of directives contained in daily order dated 13.07.2020 passed by Hon'ble APTEL;*
- (b) *Hold and declare that the "Terms and Conditions" for online application do not permit the rejection of the application on the grounds contained in MSEDCL's rejection letter dated 21.07.2020;*
- (c) *Direct MSEDCL to immediately accept the online application dated 14.07.2020 made by the Petitioner and reconnect the Petitioner within a period of 24 hours;*
- (d) *Initiate appropriate enquiry in the conduct and manner in which the "Chief Engineer" (Renewable Department) and other concerned officers of MSEDCL have rejected the online application dated 14.07.2020 despite directives contained in daily order dated 13.07.2020 passed by Hon'ble APTEL thereby making the entire orders and liberty granted therein as otiose as well as rejection of online application in complete derogation to the "Terms and Conditions" for online application and make them accountable by inflicting appropriate punishment under the provisions of Electricity Act, 2003;*
- (e) *Pass such further orders as this Hon'ble Commission deems fit and proper in the interest of justice and good conscience.*

1. I am directed to communicate that the Commission that the Petitioner is directed to immediately serve a copy of its above-mentioned Petition in soft copy to the Respondent and hard copy immediately after the lockdown is over and file acknowledgement to the office of the Commission thereafter.

2. The Respondent is directed to submit the say with documents if any, in soft copy on the above –mentioned Petition immediately **on or before 6 August, 2020** with a copy to the Petitioner and on affidavit in 1+6 copies to the Commission immediately, after lockdown is over with a copy to the Petitioner.
3. 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.
4. I am directed to communicate that e-Hearing in this matter is scheduled on **Friday, 07 August 2020 at 10.30 am**. Kindly refer the Practice Directions dated 11 May 2020 and amended on 13 July, 2020 available on MERC website ([www.merc.gov.in](http://www.merc.gov.in)) for the protocol to be followed for and during the e-Hearing.
5. Petitioner(s) and Respondent(s) shall communicate the name(s), email ID(s), contact number(s), and the address(es) of their Representative(s) (maximum 3 persons) who will be attending e-Hearing. MERC – IT Team will communicate the credentials for login into e-Hearing Application and will also provide assistance for using this Application.
6. Documents to be referred during the e-Hearing shall be emailed to '[ehearing@merc.gov.in](mailto:ehearing@merc.gov.in)' at least one day before the scheduled e-Hearing. The said documents will be uploaded in e-Hearing Application for reference of the Commission and all concerned parties. During the e-Hearing, parties shall refer these uploaded documents only.
7. All communication related to e-Hearing shall be made on '[ehearing@merc.gov.in](mailto:ehearing@merc.gov.in)' mentioning MERC Case number.

Sd/-  
(R. S. Sonawane)  
Dy. Director (Legal)

WinIndia Ventures Pvt Ltd  
282, 4<sup>th</sup> Phase, Link Road  
Jigani Industrial Area  
Bangalore South- 560 105  
Email- [pai@fdicare.com/gokhaleharsh@gmail.com](mailto:pai@fdicare.com/gokhaleharsh@gmail.com)

Petitioner

The Chief Engineer (Renewable)  
Maharashtra State Electricity Distribution Company Limited  
Prakashgad, 5<sup>th</sup> Floor  
Anant Kanekar Marg, Bandra East  
Mumbai- 400 051.  
Email-[ceremsedcl@gmail.com](mailto:ceremsedcl@gmail.com); [seppncemsedcl@gmail.com](mailto:seppncemsedcl@gmail.com)

Respondent