

**NOTICE**

Subject: Petition of M/s Adani Power Maharashtra Limited under Section 86 read with Section 63 of the Electricity Act, 2003 and Article 13 of the PPAs dated 08.09.2008, 31.03.2010, 09.08.2010 and 16.02.2013 for approval of relief under Change in Law for shortfall in domestic coal under SHAKTI Policy after 31.03.2017 and grant of Carrying Cost.

Application filed by APML on 10.10.2020 to issue the consequential order in view of Appellate Tribunal for Electricity Judgment on 28 September, 2020 in Appeal No. 155 of 2019 and 116 of 2019.- MA No. 54 of 2020

- **Case No. 290 of 2018 and MA No. 54 of 2020**

The Appellate Tribunal for Electricity has passed the Judgment on 28 September, 2020 in Appeal No. 155 of 2019 and 116 of 2019 against MERC Order dated 7 Feb, 2019 passed in Case No. 290 of 2018 and has directed as under:-

*“For the foregoing reasons, we are of the considered view that the issues raised in the Appeal No. 155 of 2019 have merits and hence, appeal is allowed. The Appeal No.116 of 2019 is dismissed as devoid of merits. The impugned order dated 07.02.2019 passed by Maharashtra Electricity Regulatory Commission in Case No. 290 of 2018 is hereby set aside to the extent decided in our findings, stated supra. The State Commission is directed to issue the consequential orders as expeditiously as possible within a period of three months from the pronouncement of this judgment / order. In view of the disposal of the Appeal, the relief sought in the IA No.505 of 2019 in Appeal No. 116 of 2019 does not survive for.”*

To comply with the Order of the Tribunal:-

1. I am directed to communicate that e-Hearing in this matter is further scheduled on **Friday, 13 November 2020 at 10.00 Hrs.** 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.
2. The Parties are directed to immediately file their submissions, if any before schedule date of hearing with copy to other party.
3. 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.

4. 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.
5. 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)

M/s Adani Power Maharashtra Ltd.  
"Adani House"  
Near Mithakhali Six Road,  
Navrangpura  
Ahmedabad - 380 009  
E-mail: [Akkshayv.Mathur@adani.com/ajit.barodia@adani.in](mailto:Akkshayv.Mathur@adani.com/ajit.barodia@adani.in)

Petitioner

The Chief Engineer (Commercial),  
Maharashtra State Electricity Distribution Co. Ltd  
Plot No G-9, 5<sup>th</sup> Floor, Prakashgad,  
Anant Kanekar Marg,  
Bandra (East), Mumbai - 400 051  
E-mail : - [cecomm@mahadiscom.in](mailto:cecomm@mahadiscom.in)

Respondent