

**NOTICE**

Subject:- Petition filed by Adani Electricity Mumbai Limited seeking appropriate directions on account of the violation of the Hon'ble Commission's Order dated 12.06.2017 in Case Nos. 182 of 2014 & 40 of 2015 by Tata Power Company Limited.

- And

Application for Interim relief.

**Case No. 19 of 2021**

The Petitioner Adani Electricity Mumbai Limited has filed the Petition along with Application for Interim relief on 2.3.2021 under Sections 142 and 146 of the Electricity Act, 2003 seeking appropriate directions on account of the violation of the Hon'ble Commission's Order dated 12.06.2017 in Case Nos. 182 of 2014 & 40 of 2015 by Tata Power Company Limited. and for wrongfully releasing (and in the process of releasing) a new connection to a consumer in a manner which not only defeats the intent and purpose, but also violates the governing framework for releasing new connections as laid down by the Hon'ble Commission in its dated 12.06.2017 passed in Case Nos. 182 of 2014 & 40 of 2015.

The main prayers are as under:-

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- a) . *Hold and declare that the new connection being released by TPC-D for EV Charging Stations at BEST's Shivaji Nagar Bus Depot falls under Scenario 53(a) as per Order dated 12/06/2017 passed by the Hon'ble Commission, in Case Nos. 182 of 2014 and 40 of 2015, and as a consequence, AEML-D alone has the right to develop the network to release the said connection;*
- b) *Direct the Respondent No. 1/ TPC-D to roll-back/ remove the distribution infrastructure built in violation of the order dated 12/06/2017 passed in Case Nos. 182 of 2014 and 40 of 2015, and further direct and hold that any cost associated with such illegal infrastructure will not be passed through in the tariff of TPC-D;*
- c) *issue appropriate directions against the Respondent No. 1/ TPC-D or its officials under Sections 142 and 146 of the Electricity Act, 2003 for willful violation of the order dated 12/06/2017 passed by the Hon'ble Commission in Case Nos. 182 of 2014 and 40 of 2015; and*
- d) *pass any other Order as may be appropriate under the circumstances.”*

The prayers for Interim relief are as under:

- a) *“Direct the Respondent No. 1/ TPC-D to immediately stop and refrain from carrying out any further works for releasing power supply at the consumer location of Shivaji Nagar Depot of BEST till the pendency of the present case; and*
- b) *Pass such other and further order or orders as this Hon'ble Commission deems fit and proper under the facts and circumstances of the present case.”*

1. I am directed to communicate that the Applicant /Petitioner is directed to immediately serve a copy of its above-mentioned Petition in soft copy to the Respondents/Parties and hard copy immediately after the lockdown is over and file acknowledgement to the office of the Commission thereafter.
2. The Respondent/Parties are directed to submit the say with documents if any, in soft copy on the above mentioned Petition immediately within 15 days with a copy to the Petitioner and on affidavit in 1+1 copies to the Commission immediately, after lockdown is over with a copy to the Petitioner.
3. The Parties shall file Petition/ Application/Documents /Replies etc. in the office of the Commission in 1+1 copies. In addition, all the documents shall also be filed through e-mail on “[ehearing@merc.gov.in](mailto:ehearing@merc.gov.in)” (soft copy in Word and PDF) along with the scanned copy of the acknowledgment of filing the hard copy, citations produced during the proceedings.
4. I am directed to communicate that e-Hearing in this matter is scheduled on, **Tuesday, 27 April 2021 at 10.30 am.** Kindly refer the Practice Directions dated 18 February 2021 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)

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Petitioner

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Respondent No. 2

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Respondent No. 3