

NOTICE

Subject: Petition of Shalivahana Green Energy Ltd seeking termination of Biomass Energy Purchase Agreement dated June 7, 2006 executed by and entered into between Shalivahana Green Energy Ltd (formerly Shalivahana Projects Ltd.) in respect of power generated at 10 MW plant at Village Chanaka, Taluka Wani, District Yavatmal and claim of Deemed Generation Charges in accordance with Article 12.5 of the BEPA dated June 7, 2006.

Case No. 19 of 2010

M/s Shalivahana Green Energy Ltd. have submitted a Petition under affidavit on 28.04.2010 under Section 86 (1) (f) of Electricity Act (EA), 2003 r/w Regulation 19 of MERC (Conduct of business) Regulations, 2004, in the matter of Petition seeking termination of Biomass Energy Purchase Agreement dated June 7, 2006 executed by and entered into between Shalivahana Green Energy Ltd (formerly Shalivahana Projects Ltd.) in respect of power generated at 10 MW plant at Village Chanaka, Taluka Wani, District Yavatmal and claim of Deemed Generation Charges in accordance with Article 12.5 of the BEPA dated June 7, 2006. The following are the main prayers of the Petitioner:

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1. *This Hon'ble Commission be pleased to hold and declare that the Respondent is liable to pay the deemed generation charges of Rs.7,49,12,184.00 (Seven Crores Forty Nine Thousand Twelve Thousand One Hundred eighty Four only) along with the interest at the rate of 18% per annum from the date of the notice till payment and/or realization as per Article 12.5 of the BEPA;*
 2. *This Hon'ble Commission be pleased to order & direct the Respondent to pay the sum of Rs.7,49,12,184.00 (Seven Crores Forty Nine Thousand Twelve Thousand One Hundred eighty Four only) along with the interest at the rate of 18% per annum from the date of the notice till payment and/or realization as per Article 12.5 of the BEPA;*
 3. *This Hon'ble Commission be pleased to order & direct the Respondent to pay the sum of Rs.60,98,343.00 (Rupees Sixty Lac Ninety Eight Thousand and Three Hundred and Forty Three only) along with the interest at the rate of 18% per annum from the date of deducting the said amount till payment and/or realization;*
 4. *In the interim, till the disposal of the captioned petition, the Respondent be inducted by an order from imposing the penalty for the purported short supply of reactive power under clause 12.2 of the BEPA;”*

I am directed to communicate that the **hearing** in the above matter will be held in the presence of authorised consumer representatives on **Tuesday, 3rd August, 2010 at 12.00** hrs in the office of the Commission, at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai 400 005.

The Petitioner is directed to serve a copy of its Petition along with its accompaniments to the Respondents and authorised consumer representatives.

(P.B. Patil)
Registrar

Shri Jagdish F,
Manager & authorized representative
Shalivahana Green Energy Ltd.,
Post Box No. 1582, 7th floor,
Minerva Complex, S.D. Road,
Secunderabad 500 003.

Petitioner

The Managing Director,
Maharashtra State Electricity Distribution Co. Ltd.,
Prakashgad, Bandra (East)
Mumbai 400 051.

Respondent No. 1

The Chief Engineer (Commercial),
Maharashtra State Electricity Distribution Co. Ltd.,
Prakashgad, Bandra (East)
Mumbai 400 051.

Respondent No. 2

The Supdt Engineer,
Maharashtra State Electricity Distribution Co. Ltd.,
Circle Office,
Administrative Building, 1st floor
Arni Road, Yavatmal – 445 001
E-mail: seyavatmal@mahadiscom.in

Respondent No. 3

Consumer Representatives

Prayas (Energy Group)
Amrita Clinic, Athvale Corner,
Lakdipool-karve Road Junction,
Deccan Gymkhana, Karve Road,
Pune 411 004.
E-mail: peg@prayaspune.org

Mumbai Grahak Panchayat,
Grahak Bhavan,
Sant Dynaneshwar Marg,
Behind Cooper Hospital, Vile Parle (West),
Mumbai 400 056
E-mail: mgpanchayat@yahoo.com

The Vidarbha Industries Association,
1st floor, Udyog Bhavan,
Civil Line, Nagpur 440 001.
E-mail: rkengg@gmail.com

The General Secretary,
Thane Belapur Industries Association,
Rabale Village, Post Ghansoli,
Plot P-14, MIDC,
Navi Mumbai 400 701
E-mail: tbia@vsnl.com

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Cc: Ashok Purohit & Co.,
Advocate for Petitioner,
c/o Era Constructions, 3rd floor,
Commonwealth Building,
Opp. Gokul Restaurant,
A.R. Alana Road (Oak Lane)
Fort, Mumbai 400 001
E-mail: ashokpurohit@indiatimes.com