

ITEM NO.68

COURT NO.11

SECTION XVII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 7044/2022

MAHARASHTRA STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED
Appellant(s)

VERSUS

LALPUR WIND ENERGY PRIVATE LIMITED & ORS. Respondent(s)

(IA No.148530/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.148532/2022-STAY APPLICATION)

WITH

C.A. No. 7012/2022 (XVII)

(IA No.147229/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.147230/2022-STAY APPLICATION)

C.A. No. 7006/2022 (XVII)

(IA No.146978/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.146981/2022-STAY APPLICATION)

C.A. No. 6889/2022 (XVII)

Date : 10-10-2022 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Appellant(s) Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. Balbir Singh, ASG
Mr. Ravi Prakash, Adv.
Mr. Saamir Malik, Adv.
Mr. Anirudh Bakhru, Adv.
Mr. Sahil Sood, Adv.
Mr. Rahul Sinha, Adv.
M/S. D.s.k. Legal, AOR

For Respondent(s) Mr. Kapil Sibal, Sr. Adv.
Mr. Sanjay Sen, Sr. Adv.
Mr. Abhishek M, Adv.
Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Tushar Nagar, Adv.

Mr. S. Rao, Adv.
Mr. Karun S, Adv.
Mr. V. Immanuel M, Adv.

Mr. Basav Prabhu Patil, Sr. Adv.
Mr. Varun Chugh, Adv.
Ms. Shagun Sahi Chugh, Adv.
Ms. Geet Ahuja, Adv.
Mr. Puneet Jain, Adv.
Ms. Christi Jain, Adv.
Mr. Yogit Kamat, Adv.
Mr. Mann Arora, Adv.
Mr. Umang Mehta, Adv.
Ms. Shruti Singh, Adv.
Ms. Shipra Singh, Adv.
Mr. Abhinav Deswhal, Adv.
Mr. Sarad Kumar Singhania, AOR

Mr. Buddy Rangananda, Adv.
Mr. Ashish Singh, Adv.
Mr. Somanatha Padhan, AOR
Swetab Kumar, Adv.
Akash Kakade, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Issue notice, returnable in the month of February,
2023.

In the meanwhile, there shall be stay of the directions given in the impugned order, subject to the appellant - Maharashtra State Electricity Distribution Company Limited depositing a sum of Rupees Thirty Crores within a period of four weeks from today with the Registry of this Court. The said deposit would be converted into an interest bearing Fixed Deposit Receipt for a period of six

months with auto renewal clause.

In the meanwhile, the respondents will have the option to load/inject the energy/electricity generated by them in the grid. As an interim measure, the respondents would be paid for the energy/electricity put in the grid on the basis of the order passed by the Maharashtra Electricity Regulatory Commission (MERC). This interim arrangement is without prejudice to the rights and contentions of the parties.

(SONIA BHASIN)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)