

**COURT-II**  
**IN THE APPELLATE TRIBUNAL FOR ELECTRICITY**  
**(Appellate Jurisdiction)**

**IA NO. 614 OF 2019**  
**IN**  
**APPEAL NO. 147 OF 2019**

**Dated: 26<sup>th</sup> April, 2019**

**Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member**  
**Hon'ble Mr. S.D. Dubey, Technical Member**

**In the matter of:**

**Mahindra & Mahindra Limited &Anr. .... Appellant(s)**

**Vs.**

**Maharashtra Electricity Regulator Commission & .... Respondent(s)**  
**Ors.**

Counsel for the Appellant (s) : Mr. Anand K. Ganesan

**APPEAL NO. 147 OF 2019**

Issue notice to the Respondents returnable on 15.05.2019. Dasti, in addition is permitted.

**ORDER**  
**IA NO. 614 OF 2019**  
***(Appl. for stay)***

Learned counsel, appearing for the Appellant, Mr. Anand K. Ganesan, at the outset submitted that in a connected matter, this Tribunal vide order dated 03.04.2019 passed in IA No.354 of 2019 in Appeal No.78 of 2019 arising out of the impugned order dated 15.02.2019 in Case No. 116 of 2018 on the file of the Maharashtra Electricity Regulatory Commission, Mumbai (in short, "1<sup>st</sup> Respondent/MERC") granted the interim order staying the operating execution of the impugned order

subject to depositing 50% of the bill raised by the second Respondent / MSEDCL subject to outcome of this Appeal. Therefore, he submitted that following the said order, the interim order may kindly be granted on the same line in the interest of justice and equity.

Submission made by learned counsel appearing for the Appellant, as stated supra, is placed on record.

The Appellant is directed to deposit 50% of the bill raised by the second Respondent / MSEDCL subject to outcome of this Appeal within two weeks from today.

The second Respondent/MSEDCL is hereby directed not to take any coercive action until further order.

List the matter on **15.05.2019**.

**(S.D. Dubey)**  
**Technical Member**

**(Justice N.K. Patil)**  
**Judicial Member**

*Pr/pk*