

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO.4887 OF 2015**

Maharashtra State Electricity Distribution]
Company Limited (MSEDCL).] ... Petitioner

Versus

M/s. Adi Tech and Ors.] ... Respondents

WITH

WRIT PETITION NO.4893 OF 2015

Maharashtra State Electricity Distribution]
Company Limited (MSEDCL).] ... Petitioner

Versus

M/s. Shilp Enterprise and Anr.] ... Respondents

WITH

WRIT PETITION NO.4967 OF 2015

Maharashtra State Electricity Distribution]
Company Limited (MSEDCL).] ... Petitioner

Versus

M/s. Shri Ganesh Foundry Pvt. Ltd. and Ors.] ... Respondents

Mr. Rahul Sinha i/b DSK Legal for Petitioner.

Mr. Harinder Toor a/w A. R. Shaikh i/b Mr. Rakesh K. Singh for
Respondents.

CORAM :- M. S. SONAK, J.

DATE :- SEPTEMBER 07, 2015

P. C. :-

1. In all these petitions, learned Counsel for Petitioner states that same issue which is involved in these petitions is pending before the MERC, involving the Petitioner as well as several other consumers, including the Respondents herein.

2. If aforesaid is the position, then there is no reason to entertain the writ petitions at this stage. However, in case the MERC decides the issue against the Petitioner, then the Petitioner will have liberty to institute fresh petitions which will be considered in accordance with law and on their own merits.

3. This is, of course, subject to exhaustion of alternate statutory remedy, as may be available under Section 11 of the Electricity Act, 2003.

4. In any case, all contentions of all parties in this regard are kept open.

5. With the aforesaid observations, these petitions are disposed of.

(M. S. SONAK, J.)

CERTIFICATE

Certified to be true and correct copy of the original signed
Order.