

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 13537 OF 2018
IN WP/8085/2016**

**M/S PARADISE POLYMERS LTD THROUGH ITS AUTHORISED PERSON
BHIMSING HARISING PATIL
VERSUS
THE SUPERINTENDING ENGINEER MAHARASHTRA STATE ELECTRICITY
DISTRIBUTION COMPANY LTD**

Mr.B.L.Sagar Killarikar, Advocate h/f Mr.N.T.Tribhuwan,
Advocate for the applicant
Mr.S.K.Tambe, AGP for the respondent/State
Mr.A.S.Shelke, Advocate for respondent Nos.1 and 2.

**CORAM : S.V.GANGAPURWALA &
S.M.GAVHANE, JJ.
DATED : 01.11.2018**

P.C. :-

1. Mr.Killarikar, learned counsel for the applicant submits that pursuant to the order passed by this Court on 09.10.2018 in Writ Petition No.8085 of 2016, the petitioner had filed an appeal before the MERC. However the next sitting of MERC is on 30.11.2018 and the respondents have issued notice to the petitioner to pay the amount of Rs.1,09,97,223.60 within 15 days or else electricity supply would be disconnected.

2. Mr.Shelke, learned counsel for the respondent submits that it is for the applicant to move the MERC. MERC has also kept hearing of the matter on 12.11.2018. The applicant has not taken steps to move the matter

before the MERC.

3. The applicant shall move the matter with the MERC expeditiously showing the urgency in the matter. The MERC shall consider the urgency as submitted by the petitioner and hear the matter peremptorily. The respondent may not take coercive action pursuant to the notice dated 23.10.2018 (Exh.D) till 21.11.2018.

4. The Civil Application is disposed of.

[S.M.GAVHANE, J.]

[S.V. GANGAPURWALA, J.]