

Jharkhand State Electricity Regulatory Commission, Ranchi

Form of Proceedings

Case No. 08 of 2015

M/s Sri Ram Steels Versus
Jharkhand Urja Vikash Nigam Limited (JUVNL) & Ors Respondents

For the petitioner : Mr. Dhananjay K Pathak, Advocate
For the Respondents : Mr. Amit Sinha and Mr. Navin Kumar, Advocates

Sl.No	Date of Proceeding	Proceeding of the Commission with signature	Office action taken with date
1	2	3	4
24	29.11.2016	<p>Heard learned counsel for the parties and considered the facts and materials available on the record.</p> <p>Learned VUSNF, Ranchi had quashed the energy bills served on the petitioner from 2004 and directed the respondents to issue revised energy bills to the petitioner on the basis of actual maximum demand recorded in the meter. The said order was affirmed by the learned Ombudsman by order dated 4.9.2008.</p> <p>The respondents challenged the said order before the different Fora but remained unsuccessful. The respondents were directed to comply with the order by the Commission as well as by the Hon'ble Appellate Tribunal for Electricity, but the petitioner procrastinated till date taking plea of pendency of the proceedings before one Forum or the other.</p> <p>The seriousness was felt by the Hon'ble Appellate</p>	

Tribunal for Electricity and while admitting their appeal, a direction was given to the respondents to deposit a sum of Rs.12,64,000/- keeping in view, the claim of the petitioner that they are entitled to get a sum of Rs.12,63,446/-. The Hon'ble Appellate Tribunal for Electricity had directed to deposit the said sum with the Secretary of this Commission observing that the amount shall be invested in any nationalized bank, subject to final order. However, in the final order whereby the respondents' appeal has been dismissed, no order has been passed regarding the release of the said amount and it has been observed that the Commission shall look into the matter and pass order.

Learned counsel for the petitioner submitted that there is no ground to dispute the claim of the petitioner and they are entitled for the release of the said amount in their favour, apart from penal consequences provided in law.

Learned counsel appearing on behalf of the respondents submitted that one more opportunity be given to them to comply with the order which is regarding raising of bills, in as much as the respondents have not admitted the claim made by the petitioner so far as they have not raised the final bill.

Though several opportunities were given to the respondents to comply with the orders of learned VUSNF/ Ombudsman and that of the Commission, one more

		<p>opportunity is being allowed to the respondents to comply with the said orders. The respondents are, accordingly, allowed time till 26.12.2016 to comply with orders mentioned above.</p> <p>It is made clear that if the above orders are not complied with within the said period, it will be deemed that the respondents accepts the claim of refund of Rs.12,63,446/- of the petitioner and the said amount deposited by the respondents i.e. Rs.12,64,000/- along with any proceeds accrued thereon shall be released in favour of the petitioner. The same shall be in addition to the penal consequences for non-compliance of the order and liability of the erring officials of the respondents.</p> <p>Put up on 27.12.2016 at 2.30 PM.</p> <p>Sd/- Member (E)</p> <p>Sd/- Chairperson</p>	
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