

**JHARKHAND STATE ELECTRICITY REGULATORY COMMISSION
RANCHI**

FORM OF PROCEEDINGS

Suo-Motu Case No. 01 of **2010**

Sl. No.	Date of proceeding	Proceedings of the Commission with signature	Office action taken with date
1	2	3	4
2.	15.02.2010	<p>In response to the notice dated 29.1.2010, a show-cause has been filed on behalf of the distribution licensee-JSEB stating, inter-alia, that the Board has made all efforts to prepare Annual Accounts in compliance of the order of this Commission issued to JSEB from time to time and for this purpose teams of officers and staff are working on war footing. It has further been stated that the revised Annual Accounts for FY 2001-02 has been initially examined by the CAG in which “Cash in transit” which was earlier reflected as Rs.5886 crores has now been recasted and the figure comes to Rs.43 crores only. It has also been stated that the Board has already submitted its ARR for FY 2007-08 and 2008-09 besides the tariff petition for 2008-09 and has submitted the compliance of the directions given in the tariff order 2003-04 on the basis of which the tariff for the year 2008-09 can be determined. As regards submission of tariff petition for FY 2010-11 it has been stated that the Board could have been in a position to file tariff petition in November 2009 had the provisional Accounts been taken into consideration by the Commission. So far the audited</p>	

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accounts are concerned, it has been stated that the Board has to carryout preparation of Annual Accounts till FY 2008-09 and get the same audited before submission to the Commission. It has also been stated that the tariff order issued by the Commission has yet to get finality in terms of the order dated 8.5.2008 in Appeal No. 129/07 as well as order dated 23.9.2009 in IA No. 78/2009 passed by the Hon'ble Appellate Tribunal, New Delhi. In this view of the matter it has been prayed that the Commission may be pleased to decide the tariff order 2006-07 and 2008-09 on approval of ARR for FY 2007-08 and 2008-09 and further pleased to allow nine months time to JSEB to file tariff petition for FY 2010-11 after compilation and audit of Annual Accounts of 2009-10.

Perused the show-cause.

The Commission has decided to proceed suo-motu for determination of distribution tariff of JSEB for FY 2010-11 in order to comply with the order dated 8.5.2008 passed in Appeal No. 129 of 2007 and order dated 23.9.2009 passed in I.A. No. 78 of 2009 by the Hon'ble Appellate Tribunal for Electricity and also in view of non-filing of fresh ARR and tariff petitions along with the audited Accounts by the distribution licensee-JSEB despite several letters and reminders. In view of this a notice was issued to the distribution licensee-JSEB to show-cause as to why the Commission should not proceed in the matter. The distribution licensee-JSEB in their show-cause has prayed nine months time to file its tariff petition for FY 2010-

11. The prayer of the distribution licensee-JSEB for grant of time cannot be accepted for the simple reason that despite directions given in the tariff order 2003-04 followed by letters and reminders, the distribution licensee-JSEB has failed to submit audited Accounts and fresh ARR along with the tariff petition for FY 2010-11. However, before passing orders, let an opportunity of personal hearing be given to the distribution licensee-JSEB.

Issue notice to the distribution licensee-JSEB for hearing in the matter on **20.2.2010** at **3.30 PM**.

Chairperson