

**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
3.	20.02.2010	<p style="text-align: center;">S/Shri S.K.Sinha, Secretary, K.N. Thakur, GM-cum-Chief Engineer, S.C.Mishra, ESE, Ashok Mishra, Dy.Legal Advisor, Amit Banerjee, K.D. Prasad, P.P. Porh, Ms. Anjana S. Das, Ms Anita Prasad, all from JSEB, were present during the hearing on behalf of the distribution licensee, JSEB.</p> <p style="text-align: center;">Heard.</p> <p>At the outset it was stated that the Commission has initiated the proceedings for determination of distribution tariff for FY 2010-11 of the distribution licensee-JSEB in compliance with the directions issued by the Hon'ble Appellate Tribunal for Electricity in Appeal No. 129 of 2007 and IA No. 78 of 2009. The contents of the show-cause filed on behalf of the distribution licensee-JSEB were explained to the officers of the JSEB and it was made clear that the statements made therein are not factually correct. It was also made clear that the request for grant of nine months time to file the tariff petition for FY 2010-11 along with the audited Accounts cannot be allowed for the reason that despite directions given in the tariff order 2003-04 and 2006-07 followed by numerous letters and reminders, the distribution licensee-JSEB has failed to submit audited</p>	

Accounts and fresh ARR along with the tariff petition for FY 2010-11. Further, it was also pointed out that in the rejoinder filed on behalf of the distribution licensee-JSEB before the Hon'ble Appellate Tribunal in IA No. 78 of 2009 it was stated that as the Annual Accounts for the base year (FY 2001-02) had been finalized in August 2009, the Annual Accounts for the subsequent financial years viz. 2002-03, 2003-04, 2004-05, 2005-06 and 2006-07 were expected to be finalized in six months time. Thus the Annual Accounts upto 2006-07 should have been finalized by now. But the JSEB has failed to adhere to their own statements made in the said rejoinder. In view of all these, allowing further nine months time is not justified and as such the prayer of JSEB for time is rejected.

It was submitted on behalf of the distribution licensee-JSEB that ARR for FY 2007-08 and 2008-09 and the tariff petition for FY 2008-09 along with the provisional Accounts upto 2006-07 has already been filed to the Commission and the Commission may proceed to determine the provisional tariff for FY 2010-11, suo-motu, on the basis of the materials already made available to the Commission.

Considering the above it has been decided to proceed to determine the provisional tariff of the distribution licensee-JSEB for FY 2010-11, suo-motu, to comply with the Hon'ble Tribunal's order as well as to update the tariff, on the basis of the materials available with the Commission.

Let the distribution licensee-JSEB be directed to publish

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notice inviting objections/suggestions/comments of public on the ARR for FY 2007-08 and 2008-09 and the tariff petition for FY 2008-09 within 15 days from the date of publication of notice.

Put up on **10.3.2010** for further orders.

Chairperson