

**JHARKHAND STATE ELECTRICITY REGULATORY COMMISSION
RANCHI**

Case No. **03** of **2011**

Shri **Mukhtiar Singh**, Chairperson
Shri **T. Munikrishnaiah**, Member (Tech)

Dated: **15th March 2011**

ORDER

IN THE MATTER OF

M/s Jharkhand Small Industries Association Petitioner
Versus
Jharkhand State Electricity Board Respondent

For the Petitioner : Shri N.K. Pasari, Advocate
Shri Anjay Pacheriwala

For the Respondent : Shri Rajesh Shankar, Advocate
Shri Abhay Prakash, Advocate with
Shri S.C. Thakur, SE (Electrical), JSEB

1. The petitioner-M/s Jharkhand Small Industries Association (JSIA) has filed a petition alleging that the respondent-licensee-JSEB is levying capacitor charge and ELCB+MCB charge to DS/CS/LTIS consumers whereas there is no such provision in the Tariff Order for FY 2010-11. The petitioner-JSIA prays that the respondent-licensee-JSEB be directed to follow the Tariff Order for FY 2010-11.

2. The respondent-licensee-JSEB appeared and filed Counter Affidavit.

3. Heard the two sides.

4. Under Section 86(1)(f) of the Electricity Act, 2003 this Commission, besides other functions, has power to adjudicate upon the disputes between the licensees and generating companies. Admittedly, the

petitioner-JSIA is neither a licensee nor a generating company. The charges for ELCB+MCB in the bills in the alleged violation of the Tariff Order for FY 2010-11 is a consumer dispute and hence it is outside the purview of this Commission. The petitioner is at liberty to approach the Consumer Grievance Redressal Forum constituted under Section 42(5) of the Electricity Act, 2003.

5. The petition of the petitioner-JSIA is disposed of accordingly.
6. Let a copy of this order be sent to both the parties.

Sd/-
(T. Munikrishnaiah)
Member (E)

Sd/-
(Mukhtiar Singh)
Chairperson