

JHARKHAND STATE ELECTRICITY REGULATORY COMMISSION, RANCHI

(CASE NO 05 OF 2014)

IN THE MATTER OF: Implementation of the order of the VUSNF, Chaibasa.

M/S. MAKERS CASTING INDIA PRIVATE LIMITED PETITIONER

VRS.

JHARKHAND URJA VIKAS NIGAM LIMITED (JSEB) RESPONDENT

Quorum: Sunil Verma, Member (Finance)
T.Munikrishnaiah, Member (Engineering)

Present: Shri N.K.Pasari, Advocate..... Petitioner
Shri Ranjana Mukherjee, Advocate
Shri R.J.Singh, ESE/JSR
Shri Pratosh Kumar,EEE (MRT)JSR
Shri Saket Upadhyay, Advocate Respondent

ORDER

(Dated 01.07.2014)

The petitioner M/s. Maker Casting India Pvt. Ltd filed and prayed to direct the respondent-JUVNL (JSEB) to implement the orders of the VUSNF, Chaibasa.

The Commission registered the case and served notice to the respondent for their remarks.

Heard the arguments from both the Lawyer's of the petitioner and respondent.

FINDINGS OF THE COMMISSION

1. The petitioner M/s. Maker Casting India Pvt. Ltd has filed a petition with VUSNF, Chaibasa for quashing of energy bill raised on the basis of check meter installed outside premises of the petitioner by the respondent for the month of September, 2011 and October, 2011
2. The VUSNF, Chaibasa after hearing the arguments from both the sides, pronounced judgment in favour of the petitioner on 17.08.2013 duly quashing the energy bills served by the respondent for the month of September 2011 and October 2011 based on check meter.
3. The VUSNF, Chaibasa also directed the respondent to issue the revised bill based on consumption recorded in the main meter installed in the premises of the petitioner.
4. The respondent-JUVNL failed to implement the orders of the VUSNF, Chaibasa.

Aggrieved for the delay in implementation of the orders of VUSNF, Chaibasa, the petitioner filed an appeal with the Hon'ble Electricity Ombudsman vide appeal No. EOJ /07 of 2013.

5. Hon'ble Electricity Ombudsman served a notice to the respondent for appearance and the date was fixed on 12.12.2013 but the respondent failed to appear before Hon'ble Electricity Ombudsman on the said date.

Subsequently, the Hon'ble Electricity Ombudsman adjourned the case to 19.12.2013 and 09.01.2014 but the respondent failed to appear.

6. The Hon'ble Electricity Ombudsman has retired after attaining the age of superannuation on 11.01.2014.
7. Due to delay in execution of the order of the VUSNF Chaibasa by the respondent and also due to retirement of the Hon'ble Electricity Ombudsman, the petitioner filed an appeal to the Hon'ble Commission for speedy implementation of the orders of the VUSNF.

CONCLUSION:

The Commission observed that the respondent did not file any appeal against the orders of the VUSNF, Chaibasa with the Hon'ble Electricity Ombudsman. Further, the respondent failed to follow the procedures laid down in the Act for defending their contention if any, about the orders of the VUSNF, Chaibasa and also failed to appear before the Hon'ble Ombudsman.

In view of the above, the Commission directs the respondent-JUVNL to implement the orders of the VUSNF.

With this the case is disposed off at no cost.

Sd/-
Member (Engg.)

Sd/-
Member (Fin)