

**JHARKHAND STATE ELECTRICITY REGULATORY COMMISSION
RANCHI**

Case No. 07 of 2010

MUKHTIAR SINGH, Chairperson

IN THE MATTER OF

An application for seeking permission for issue of power connection to Water treatment plant of PHED at Mango

AND

IN THE MATTER OF

M/s Tata Steel Limited (TSL) Petitioner

Versus

Jharkhand State Electricity Board & others Respondents

For the Petitioner: Shri D.M. Choudhary, Chief of Electrical Maintenance
Shri Amit Kumar Agrawal, Financial Analyst

For the Respondents: Shri Rajesh Shankar, Advocate
Shri Abhay Prakash, Advocate
Shri S.C. Mishra, Elec. Supdt. Engineer (Commercial)
Shri Shri A.K. Mishra, Dy. Law Adviser
All from Jharkhand State Electricity Board
Shri Shankar Das, Superintending Engineer
Shri Anil Kumar Jha, Executive Engineer
Both from Drinking Water & Sanitation Deptt.
Government of Jharkhand.

**ORDER
(26.06.2010)**

M/s Tata Steel Limited, hereinafter referred to as “the petitioner-TSL” has filed a petition for seeking permission for power connection to water treatment plant of PHED (now Drinking Water & Sanitation Department-hereinafter referred to as “DW&SD”), Government of Jharkhand, near Old Purulia Road, Mango and intake Well plant, Kunwar Basti, Mango, both outside the licensed area of the petitioner-TSL.

The facts of the case, in brief, are that the petitioner-TSL is a licensee to supply electricity in Jamshedpur Township. The Drinking Water & Sanitation Department, Government of Jharkhand requested the petitioner-TSL to provide power connection to the water treatment plant and intake Well plant located at Mango, which is outside the license area of the petitioner-TSL. The electricity in the Mango area of Jamshedpur is being supplied by the Respondent-JSEB and as such the electricity to the water treatment plant and intake Well plant of DW&SD is being supplied by the Respondent-JSEB. Since the Mango area does not fall under the license area of the petitioner-TSL, the petitioner-TSL has approached the Commission for permission, as a special case, for supply of electricity to the water treatment plants of DW&SD at Mango and hence this petition.

A counter affidavit has been filed on behalf of the Respondent-JSEB stating therein that JSEB is the only licensee for supply of electricity to the consumers of Mango area in the town of Jamshedpur and the aforesaid two plants of DW&SD are situated in the operational area of JSEB and the electricity is being supplied to these plants by JSEB and as such the petitioner-TSL cannot supply electricity as per the provisions of the Electricity Act 2003.

Heard.

The officers of DW&SD submitted that the aforesaid water treatment plants require atleast 18 hours of electricity supply to pump up and filter the water for supply to the people of the locality. But the licensee-JSEB is not supplying uninterrupted and quality power to the aforesaid two plants at Mango even for 12 hours and as such it is difficult to supply water to the people of the locality. In view of this they have approached the petitioner-TSL to supply quality and uninterrupted power to those two plants at Mango.

It is a fact that the petitioner-TSL is a licensee to supply electricity in the township of Jamshedpur. The Mango area of Jamshedpur is outside the licensed area of the petitioner-TSL. As per the provisions of the Electricity Act 2003, a distribution licensee cannot provide electricity connections to any person outside its licensed area. Since the above two water treatment plants of DW&SD are situated in Mango area of Jamshedpur, which is outside the licensed area of the petitioner-TSL, the petitioner-TSL cannot supply electricity to those plants unless and until the petitioner-TSL apply for distribution license and is granted license as a second distribution licensee for supply of electricity in the entire Mango area. The officers present during the hearing submitted that they are not interested for grant of license in the Mango area of Jamshedpur as a second distribution licensee.

In view of the above discussions, the petition of the petitioner-TSL is not maintainable and is dismissed. The licensee-JSEB is directed to strengthen their electricity supply system in the Mango area where these water treatment plants are located and ensure quality power to these two plants.

Let a copy of this order be sent to the parties.

Sd/-
(Mukhtiar Singh)
Chairperson