

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION
AT PANCHKULA**

Case No. HERC/PRO- 47 of 2019

Date of Hearing : 17.12.2019

Date of Order : 17.12.2019

In the Matter of

Petition under Regulation 5 point 5 of HERC Single Point Supply Regulations 2013 read with Section 94 and 142 of Electricity Act

Petitioner Mukesh Sharma & Others, residents of Divine City,
Sector -13 Ganaur, District Sonipat

V/s

Respondents

The Managing Director, Satish Luthra,
Divine City, Sector-13, Ganaur, Respondent-1

Rama Krishna Build Well Pvt. Ltd.,
Divine City, Ganaur, Sonipat, Respondent-2

The Chairman-cum-Managing Director,
Uttar Haryana Bijli Vitran Nigam Limited Respondent-3

District Town Planner, Sonipat Respondent-4

Present on behalf of the Petitioner:

Shri Deepak Jain, Petitioner

Present on behalf of Respondents:

Shri Rishabh Mehta, Advocate for Respondent 1 & 2,

Shri Vijender, ATP(S) for Respondent-4

QUORUM

Shri Pravindra Singh, Member

Shri Naresh Sardana, Member

INTERIM ORDER

- 1) The matter was heard today as scheduled.

- 2) Sh. Deepak Jain appeared on behalf of the petitioners. He pointed out that though the builder has not applied for Single Point Connection but the electricity is being supplied to them through the NDS Connection obtained by the builder. It has also been pointed out by the petitioner that they have been occupying the present premises more than last 12 years. Astonishingly, the builder has been supplying the electricity without any licence/ authority to do so. It has also been brought to the notice of the Commission that only connection is required to be energised as all infrastructure has been completed, and independent feeder is required to be erected. Seeing the plight of petitioners, they have been suffering since the past 12 years, it would be in the interest of justice that the Respondent No. 2 deposits sum of rupees 20 lacs in the commission within 10 days of this order for providing connectivity and commission finds that it is a fit case to give direction to the Respondent No. 2 to apply for Single Point Connection within 10 days. These 20 Lac rupees to be used for providing connectivity. The Director of the Respondent No. 2, Sh. Satish Luthra, is directed to come present on next date of hearing. It is however made clear that if the directions issued to the Respondent No. 2 are not complied with, action as deemed fit under section 142 of Electricity Act will be initiated.
- 3) Sh. Vijender Singh, ATP, Sonapat is also present in compliance with the order dated 18.10.2019 has brought the record. He has submitted that the company has neither applied nor obtained the completion certificate of this project till date. However, the company has been applying for the extension from time to time and the company has got extension for five years on March 2015.

This also shows a very sorry state of affairs that the Department has been extending the licensees in a mechanical manner without taking into account as to why project has not been completed in the last 12 years. Now after 12 years situation remains the same. The General Public who have invested to build their dream home in this project, have been suffering not only due to lack of facility but also lack of proper electricity connection which now a days is a sixth element of life. Therefore, the Commission deems it to be appropriate the direction may be given to Town and Country Planning Department that a proper mechanism should be developed so that while granting extension for the license, the progress of work by the Builder should be kept in mind so as to safeguard the interest of the public at large. The ATP Sonapat exempted in further hearings.

- 4) The SDO OP S/D City Ganaur is directed to be present on next date of hearing.
- 5) The matter to come up again on 20.01.2020 at 11.30 AM.

This Order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 17th December, 2019

Date: 17.12.2019

(Naresh Sardana)

(Pravindra Singh)

Place: Panchkula

Member

Member

HERC