



BEFORE THE ELECTRICITY OMBUDSMAN, HARYANA
Haryana Electricity Regulatory Commission
Bays No. 33 - 36, Sector – 4, Panchkula-134109
Telephone No. 0172-2572299; Website: - herc.nic.in
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(Regd. Post)

Appeal No : 88/2023
Registered on : 18.10.2023
Date of Order : 31.10.2023

In the matter of: -

Appeal regarding either to amend the CGRF order or issue a certificate enabling complainants to file execution in case no. 3878 of 2021 decided on 14.10.2022 by CGRF DHBVNL, Gurugram.

Shri Mahipal Singh, T4/503 Pyramid Urban Homes-II, Sector 86, Gurugram **Appellant**

Versus

1. The Executive Engineer (Operation) Manesar Division, DHBVN Gurugram **Respondent**
2. The SDO (Operation), S/D Manesar, DHBVN Gurugram

Before:

Sh. Virendra Singh, Electricity Ombudsman

Present on behalf of Appellant:

Shri Ashwani Kumar Singla, Advocate

Present on behalf of Respondents:

Shri Pardeep Kumar Soni, SDO (Operation), S/D Manesar, DHBVN Gurugram

ORDER

A. Shri Mahipal Singh has filed an appeal through Shri Ashwani Kumar Singla, Advocate against the order dated 14.10.2022 passed by CGRF DHBVNL in case No. 3878 of 2021. The appellant request for following relief as under: -

1. To order CGRF Gurugram to carry out necessary correction and / or issued additional certificate enabling the appellants to file appeal, containing the names of all the petitioners and respondents / defendants before it.
2. Any other relief, which this Hon'ble Ombudsman feel necessary and in favour of the appellants, on the merits of the case.

B. The appeal was registered on 18.10.2023 as an appeal No. 88/2023 and accordingly, notice of motion to the Appellant and the Respondents was issued for hearing the matter on 31.10.2023.

- C.** The respondent SDO vide email dated 23.10.2023 has submitted reply which is as under: -

In reference of your good office memo no. EO/HERC/Appeal No. 88/2023/3101-07 dated 18.10.2023, regarding to subject cited appeal. it is submitted that after going through the petition, it is found that the petitioner wants to review the order passed by Hon'ble CGRF, so in this matter SDO 'OP' S/Divn., DHBVN, Manesar have no jurisdiction. It is therefore requested to review / reconsider the petition and take necessary action accordingly.

- D.** Hearing was held today, as scheduled. Both the parties were present during the hearing through video conferencing. At the outset, the counsel for the appellant submitted that the name of all the complainant and respondents have not been mentioned in the CGRF order dated 14.10.2022 due to which they are unable to file appeal. The appellants prayed that order CGRF Gurugram to carry out necessary correction and / or issued additional certificate enabling the appellants to file appeal, containing the names of all the petitioners and respondents / defendants before it.

The respondent SDO submitted that he has no objection.

- E.** In view of the above facts and circumstances, the matter is remanded back to the CGRF, DHBVN for deciding the prayer of the complainant on factual basis. The appeal is disposed off accordingly.

Both the parties to bear their own costs. File may be consigned to record.

Given under my hand on 31st October, 2023.

Sd/-

(Virendra Singh)

Electricity Ombudsman, Haryana

Dated: 31.10.2023

CC-

Memo. No. HERC/EO/Appeal No. 88/2023/ 3262-68 Dated: 03.11.2023

1. Shri Mahipal Singh, T4/503 Pyramid Urban Homes-II, Sector 86, Gurugram (Email ashwaniksingla@gmail.com).
2. The Managing Director, Dakshin Haryana Bijli Vitran Nigam Limited, Vidyut Sadan, Vidyut Nagar, Hisar -125005 (Email md@dhbvn.org.in).
3. Legal Remembrancer, Haryana Power Utilities, Shakti Bhawan, Sector- 6, Panchkula – 134109 (Email lr@hvpn.org.in).
4. The Chief Engineer 'Operation', Dakshin Haryana Bijli Vitran Nigam Limited, Delhi Zone, Gurugram (Email ceopdelhi@dhbvn.org.in).
5. The SE/OP Circle, Gurugram-I, DHBVNL (Email seop1gurugram@dhbvn.org.in).
6. The Executive Engineer/Operation Division, DHBVN, Pataudi Road, Kadipur, Gurugram (Email xenopmanesar@dhbvn.org.in).
7. The SDO (Operation), Sub Division Manesar, Dakshin Haryana Bijli Vitran Nigam Limited, Gurugram (Email sdoopmanesar@dhbvn.org.in).