



BEFORE THE ELECTRICITY OMBUDSMAN, HARYANA

Haryana Electricity Regulatory Commission

Bays No. 33 - 36, Sector - 4, Panchkula-134109

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Appeal No. : 13/2019
Received on : 14.05.2019
Registered on : 20.05.2019
Date of Hearing : 23.07.2019
Date of Order : 02.08.2019

In the matter of: -

Appeal against the order passed by CGRF, DHBVNL, Hisar in case No DH/CGRF/2414/2019.

Sh. Juber Khan R/o G-50/1, Shaheen Bagh, Jamia Nagar, Okhla, New Delhi.

Appellant/Complainant

Versus

DHBVNL

Respondents

Before:

Mrs. Surbhi Jain, Electricity Ombudsman

Present on behalf of Appellant

Sh. Juber Khan

Present on behalf of Respondents

Sh. Shameem Ahmed SDO(OP), Sub Division, DHBVN, Nagina

ORDER

Sh. Juber Khan R/o G-50/1, Shaheen Bagh, Jamia Nagar, Okhla, New Delhi has filed an appeal dated 14.5.2019 for implementation of order dated 15.4.2019 of CGRF, Hisar in case No. DH/CGRF-2393 of 2019. An appeal was registered on 20.5.2019 and accordingly, notice of motion was issued on 22.5.2019 and first hearing fixed for 18.6.2019.

Hearing was held on 18.6.2019, as scheduled. The appellant was present but none has appeared on behalf of Respondents. During the hearing, the petitioner submitted that

no revised bill has been issued by the utility till date as per the decision of CGRF. The Respondent SDO was directed to submit a compliance report of CGRF order dated 15.4.2019 and ensure his presence during the next date of hearing.

Further hearings in the matter were held on 28.6.2019 and 23.7.2019 respectively. The reply of the respondent SDO alongwith calculation of interest were taken on record. As the calculations of interest by the respondent SDO was not found in order, an opportunity was given to submit a revised calculation of interest, strictly in accordance with the orders of CGRF in the matter. Further, the re-connection of supply to the appellant was allowed on payment of principle amount outstanding and after due process.

The respondent SDO has informed that the supply of electricity to the appellant has been restored on payment of Rs. 11,81,535/- by him. Further, the revised calculation of interest to be charged from the appellant has also been submitted by the respondent SDO vide e-mail dated 30.7.2019. The revised calculation of interest amounting to Rs.2,74,168/- is found in order and in accordance with the orders of CGRF

The order of the CGRF, the facts of the appeal and the reply of the respondent SDO have been perused and it is observed that the consumption of energy by the appellant is not contested and is a matter of fact. Therefore, the energy charges, calculated in accordance with the relevant Tariff orders are payable to the respondent Nigam. Further, once the fact of non levy of due charges came to the notice of the Nigam. It is incumbent upon them to recover the same from the consumer, provided the recovery is not barred by operation of any law. Accordingly, in view of above observations, I am of the considered view that no interference with the orders of CGRF is called for. The appellant is allowed to pay the interest cost of Rs.2,74,168/- in 3 equal installments to avoid financial hardship

The appeal is accordingly disposed of in terms of the above observations and modifications. File may be consigned to record.

Given under my hand on this day of 2nd August, 2019.

Dated: 02.08.2019

Sd/-
(Surbhi Jain)
Electricity Ombudsman, Haryana

A copy of the above is forwarded to the following:

1. The Managing Director, DHBVNL, Vidyut Sadan, HISAR.125005
2. The Chief Engineer 'Op', DHBVNL. Sakur Basti, Punjab Bagh, New Delhi.110035
3. The Superintending Engineer 'Op' Circle, DHBVNL, Old Court, Palwal – 121102
4. The Executive Engineer 'Op.', DHBVNL, Nuh - 122107
5. The SDO/Op., Sub Division, DHBVNL, Nagina- 246762
6. Sh. Juber Khan R/o G-50/1, Shaheen Bagh, Jamia Nagar, Okhla, New Delhi.

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