



**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**  
**E-mail: [eo.herc@nic.in](mailto:eo.herc@nic.in)**

**(Regd. Post)**

**Appeal No. : 03/2022**  
**Received on : 18.01.2022**  
**Registered on : 25.01.2022**  
**Date of order : 17.02.2022**

**In the matter of: -**

Appeal against the order dated 17.12.2021 passed by CGRF, UHBVN, Kurukshetra in case No. UH/CGRF-208/2021.

Sh. Rajesh Kumar r/o Gali No.3, Vishnu Colony, Kaithal.

**Appellant/Complainant**

Versus

UHBVNL

**Respondents**

**Before:**

Sh. Virendra Singh, Electricity Ombudsman

**Present on behalf of Appellant:**

Sh. Rajesh Kumar

**Present on behalf of Respondents:**

Sh. Narender Kumar, SDO (OP), Sub Urban - II, UHBVNL, Kaithal

**ORDER**

1. Sh. Rajesh Kumar r/o Gali No.3, Vishnu Colony, Kaithal has filed an appeal against the order dated 17.12.2021 passed by CGRF, UHBVN, Kurukshetra in case No. UH/CGRF-208/2021. The Appellant submitted as under: -

*“that his residential premise is near railway station on main road and being a main road, there is a heavy rush of commuters and vehicles, all around. The electricity pole, which was installed in his premises, has a large network of cables and meters having a fear of current. And due to spark coming out of the pole, mental peace is getting disturbed whole day. In this regard, he visited electricity department several times to get his grievances resolved. When Nigam authorities haven't heard the grievances of the complainant, he complained with CGRF on 3.12.2021 but the concerned SDO doesn't show any interest to get it removed. So, the complainant has requested this*

*office to either shift electricity pole from his premises or get it removed and whatsoever expenditure will be there, complainant is ready to bear it.”*

2. The appeal was registered on 25.01.2022 as an appeal No. 03/2022 and accordingly, notice of motion to the appellant and the respondents was issued on 27.01.2022 for hearing the matter on 17.02.2022.
3. The SDO (OP), Sub Urban - II, UHBVNL, Kaithal vide his email on 15.02.2022 has submitted the reply to the appeal, as under: -

*“That the present appeal has been filed by the complainant just to harass and humiliate the respondents and just to cause revenue as well as financial loss to the Nigam. That the complainant has no locus standi to file the present appeal as the grievances of the complainant has been already redressed promptly. That the complainant has not come before this hon’ble commission with clean hands and has suppressed the true and material facts from this Hon’ble commission. Hence is not entitled to get any discretionary relief from this Hon’ble commission. The true and material as under: -*

*That the complaint no. UH/ CGRF-208/2021 of the complainant received through The Consumer Grievances Redressal Forum Kurukshetra. As soon as complaint received and marked it, to area Incharge for site verification. In the report of site verification submitted by the area Incharge/JE, it is noticed that the pole is installed in narrow street since long ago before the build house by the complainant. Neither it is possible to shift the existing pole to another site nor can it be removed. There is a problem of Right of Way in the street. It causes the lots of complaints of another consumer’s if the pole shifted in front of premises of the others consumers. There was one and only option of providing the cantilever on the pole for maintains the cables away from the complainant house wall. Thereafter, the complainant submits their written consent regarding to provide the cantilever on the pole and ready to pay the estimate cost. The office of the respondents makes a special estimate for provides the cantilever on the pole to relief the complainant and on dated 20.12.2021 the abovesaid work has been completed. The complainant was agreed and satisfied with the work completed by the office of the respondent.*

*So that, the appeal of complainant is wrong and denied and not legally entitled for any relief. The complaint filed by the complainant is false, frivolous, and is against facts and law, vague, baseless and is not maintainable in the eyes of law, the same may kindly be dismissed with special costs, in the interest of justice.”*

4. Proceedings were held on 17.02.2022 through videoconferencing in view of Covid Pandemic. At the outset, the respondent SDO submitted that the appellant demanded to shift LT pole but there is no right way to shift it in view of very narrow street. The

CGRF vide order dated 12.12.2021 had directed to shift the LT line from the plot of the appellant by providing a cantilever of the proper length after deposit of estimated amount. However, the same has been shifted on cantilever through a special estimate to redress the grievance of the appellant. The appellant was satisfied with the action taken by Nigam and expressed his gratitude to the respondent SDO. Since the issue has been resolved, the appeal is disposed of, accordingly.

Both the parties to bear their own cost. The file may be consigned to the record. Given under my hand on this day of 17th February, 2022.

**(Virendra Singh)**

**Dated: 17<sup>th</sup> February, 2022**

**Electricity Ombudsman, Haryana**

**Endst. No. HERC/EO/Appeal No.03/2022/**

**Dated: -**

1. Sh. Rajesh Kumar r/o Gali No.3, Vishnu Colony, Kaithal.
2. The Managing Director, UHBVN, Vidyut Sadan, C-16, Sector – 6, Panchkula – 134109.
3. Legal Remembrance, HPU, Shakti Bhawan, Sector- 6, Panchkula.
4. The Chief Engineer “Op’, UHBVN, SCO 89, Sector – 5, Panchkula -134109.
5. The Superintending Engineer ‘Op’ Circle, UHBVNL, Pehowa Chowk, Karnal Road, Kaithal.
6. The Executive Engineer (Operations), UHBVNL, Pehowa Chowk, Karnal Road, Kaithal.
7. The SDO (OP), Sub Urban - II, 132 KV subs-station, UHBVNL, Kaithal.