**CORPORATE CONSUMERS GRIEVANCES REDRESSAL FORUM**

**PUNJAB STATE POWER COPROPRATION LIMITED**

**220 KV S/Stn. Opp. Verka Milk Plant, Ferozepur Road, Ludhiana**

**Tel: 0161-2971912, email: secy.cgrfldh@gmail.com**

**CASE NO.: CF-153/2023**

**Date of Registration : 01.12.2023**

**Date of Closing : 19.12.2023**

**Date of Final Order : 22.12.2023**

**In the Matter of:**

**M/s Deshmesh Bricks,**

**Kubba, Samrala.**

**A/c No.: 3008428831.**

**Through:**

Sh. Bagicha Singh **...Petitioner**

**Versus**

**Punjab State Power Corporation Ltd**

**Through:**

Sr. Xen/DS Division,

PSPCL, Samrala. **...Respondent**

1. **BRIEF HISTORY:**

Petition against case No.: CF-153/2023 has been filed directly in the Forum by the petitioner in the matter related to A/c no.3008428831, in the name of M/S Deshmesh Bricks. Petitioner is having SP category connection with sanctioned load of 18.74 KW under DS Division, PSPCL, Samrala. Petitioner applied for an SP connection vide A&A form no. 31171/sp dated 03.04.2019 and it was released on 04.09.2019 vide SCO no. 34/1168 dated 30.08.2019. Although the connection was released on 04.09.2019 but due to Covid-19 pandemic in 2020 and shifting from Non-SAP to SAP in 2021, billing of the connection could not be started. Thereafter, meter of the petitioner got defective and was changed vide MCO no. 100022859443 dated 16.08.2023 effected on 20.08.2023. Replaced meter checked in ME Lab vide challan no. 78 dated 14.09.2023 wherein it was reported that it was tried to check the accuracy of the meter and to do its DDL but the same could not be done. It was stated further that the reading of the meter was checked with Jig as 97018 KWH. An amount of Rs. 704101/- was charged to petitioner on LDHF basis from 04.09.2019 (i.e. date of release of connection) upto 07.08.2023 (i.e. date of first bill issued in SAP). The same was intimated to the petitioner vide notice no. 498A dated 16.08.2023. Petitioner did not agree to the amount charged to him and filed a case in Corporate CGRF, Ludhiana. Forum heard the case in its proceedings dated 05.12.2023, 12.12.2023 and finally on 19.12.2023 when the case was closed for passing speaking orders.

1. ***PROCEEDINGS:***

***Proceedings dated: 05.12.2023***

*The petition has been placed before the Forum for admission. After considering the averments made in the petition, the petition is admitted. Notice be issued to ASE/Sr. Xen/Op. Samrala (Respondent) along with copy of petition as follows: -*

1. *Respondent shall check/verify the supplementary bill issued by AEE S/d City Samrala vide his memo no. 498A dated 16.08.2023 amounting Rs. 769461/- due to non-billing during migration from Non-SAP to SAP system software and furnish detailed calculation of this amount.*
2. *Respondent shall submit five copies of the following record/documents to the Forum* 
   1. *point-wise/para-wise reply to the petition in form of hard copy & soft copy (in word format) through email at* [*secy.cgrfldh@gmail.com*](mailto:secy.cgrfldh@gmail.com)
   2. *copy of notice memo no. 498 A dated 16.08.2023 along with supporting documents.*
   3. *consumption data depicting readings, dates of reading (in KWH & KVAH, MDI, PF etc.) also indicating the meter status, MF etc. for previous 5 years.*
   4. *copy of current site checking report and copies of reports of checking carried out by various authorities previously.*
   5. *regulation number of Supply Code, 2014 or any other relevant Rules/Regulations according to which the amount has been charged.*
3. *Respondent shall ensure that all the documents have been checked/verified & signed by him (ASE/Sr. XEN) and he will be responsible for the authenticity of the documents/information submitted to the Forum.*
4. *Respondent shall further: -*
   1. *confirm that the dispute between Petitioner and PSPCL as filed in this Forum has not been decided earlier by any Court/Forum or any other authority and no case pertaining to this dispute is pending before any Court/Forum or any other authority.*
   2. *confirm the status of up to date payments and shall ensure that no bill other than the amount in dispute, is pending.*
   3. *confirm that the complainant/applicant/petitioner is a competent/authorised person to file/defend the case on behalf of the consumer of the above a/c no.*

*The case be put up on 12.12.2023.*

***Proceedings dated: 12.12.2023***

*Respondent submitted reply in five no. of sets and the same is taken on record. Petitioner is directed to collect copy of reply from the office of Respondent.*

*Petitioner telephonically requested another date and the same is admitted.*

*The case is adjourned to 19.12.2023 for filing rejoinder.*

***Proceedings dated: 19.12.2023***

*Petitioner submitted his oral discussion in writing which has been taken on record.*

*Petitioner/PR stated that the petition and other documents already submitted may also be considered as part of oral discussion.*

*Respondent stated that the reply to the petition and other documents already submitted may be considered as oral discussion.*

*Both the parties have nothing more to say and submit.*

*The case is closed for passing speaking orders.*

1. **FACTS OF THE CASE AND OBSERVATIONS OF THE FORUM: -**
2. The Petitioner bearing A/c no. 3008428831, is having SP category connection with sanctioned load of 18.74 KW, in the name of M/S Deshmesh Bricks, under DS Division, Samrala.
3. The Petitioner in his Petition prayed that: -
4. *ਬੇਨਤੀ ਹੈ ਕਿ ਮੈ, ਬਗੀਚਾ ਸਿੰਘ ਪੁੱਤਰ ਸ੍ਰੀ ਨਾਹਰ ਸਿੰਘ ਪਿੰਡ ਤੇ ਡਾਕਖਾਨਾ ਕੁੱਬਾ ਤਹਿਸੀਲ ਸਮਰਾਲਾ ਜਿਲਾ ਲੁਧਿਆਣਾ ਦਾ ਰਹਿਣ ਵਾਲਾ ਹਾਂ ਅਤੇ ਇਸ ਵਕਤ ਪਿੰਡ ਲੱਲ ਕਲਾਂ ਨੇੜੇ ਨੀਲੋਂ ਪੁੱਲ ਤਹਿਸੀਲ ਸਮਰਾਲਾ ਵਿਖੇ ਰਹਿੰਦਾ ਹਾਂ।*
5. *ਮੈਂ ਮੈ/ਸ ਦਸ਼ਮੇਸ਼ ਬ੍ਰਿਕਸ ਦੇ ਨਾਮ ਪਰ ਪਿੰਡ ਕੁੱਬਾ ਵਿਖੇ ਭੱਠੇ ਦਾ ਕਾਰੋਬਾਰ ਕਰਦਾ ਹਾਂ ਮੈਂ ਆਪਣੇ ਉਕਤ ਭੱਠੇ ਦੇ ਨਾਮ ਪਰ ਬਿਜਲੀ ਸਪਲਾਈ ਕੁਨੈਕਸ਼ਨ ਖਾਤਾ ਨੰ: 3008428831 ਕਰੀਬ 3 ਸਾਲ ਪਹਿਲਾਂ ਹਾਸਲ ਕੀਤਾ ਸੀ। ਇਸ ਦਾ ਕੋਈ ਬਿੱਲ ਸਬੰਧਤ ਦਫਤਰ ਸਮਰਾਲਾ ਵਲੋ ਨਹੀ ਭੇਜਿਆ ਗਿਆ ਸੀ ਜਦੋ ਕਿ ਮੈ 2-3 ਵਾਰ ਦਫਤਰ ਸਮਰਾਲਾ ਵਿਖੇ ਆ ਕੇ ਬੇਨਤੀ ਵੀ ਕੀਤੀ ਸੀ ਕਿ ਮੇਰੇ ਭੱਠੇ ਦੇ ਕੁਨੈਕਸ਼ਨ ਦੀ ਖਪਤ ਦਾ ਬਿਲ ਭੇਜਿਆ ਜਾਵੇ ਤਾਂ ਕਿ ਮੈ ਨਾਲੋ ਨਾਲ ਰਕਮ ਅਦਾ ਕਰਦਾ ਰਹਾਂ, ਵਰਨਾਂ ਰਕਮ ਇਕੱਠੀ ਹੋ ਜਾਵੇਗੀ। ਮੈਨੂੰ ਇਕੱਠੀ ਰਕਮ ਦੇਣੀ ਮੁਸ਼ਕਿਲ ਹੋ ਜਾਵੇਗੀ। ਪਰ ਦਫਤਰ ਸਮਰਾਲਾ (ਸ਼ਹਿਰੀ) ਵਲੋ ਕੋਈ ਬਿਲ ਨਹੀ ਭੇਜਿਆ ਗਿਆ ਸੀ।*
6. *ਇਹ ਕਿ ਉਕਤ ਕੁਨੈਕਸ਼ਨ ਸਬੰਧੀ ਮੈਨੂੰ ਆਨ-ਲਾਈਨ ਬਿਲ ਅਗਸਤ 2023 ਦੇ ਅਖੀਰਲੇ ਦਿਨਾਂ ਵਿਚ 65,360/- ਰੁ ਭੇਜਿਆ ਗਿਆ ਸੀ ਜਿਸ ਦੀ ਆਨ-ਲਾਈਨ ਅਦਾਇਗੀ ਮੈ ਮਿਤੀ 26 ਅਗਸਤ 2023 ਨੂੰ ਕਰ ਦਿੱਤੀ ਸੀ ਜਿਸ ਦੀ ਰਸੀਦ ਦੀ ਕਾਪੀ ਨੱਥੀ ਕਰਦਾ ਹਾਂ।*
7. *ਇਹ ਕਿ ਮਿਤੀ 28-8-2023 ਨੂੰ ਦਫਤਰ ਸਮਰਾਲਾ ਵਲੋ ਮੈਨੂੰ ਇਕ ਕਰਮਚਾਰੀ ਪੱਤਰ ਨੰਬਰ 498-ਏ ਭੱਠੇ ਪਰ ਪਕੜਾ ਗਿਆ ਜਿਹੜਾ ਕਿ ਉਪ ਮੰਡਲ ਅਫਸਰ ਸ਼ਹਿਰੀ ਉਪ ਮੰਡਲ ਸਮਰਾਲਾ ਵਲੋਂ ਮਿਤੀ 16-8-2023 ਦਾ ਜਾਰੀ ਕੀਤਾ ਹੋਇਆ ਹੈ। ਉਸ ਪੱਤਰ ਵਿਚ ਇਹ ਲਿਖਿਆ ਹੋਇਆ ਹੈ ਕਿ ਤੁਹਾਡਾ ਉਕਤ ਖਾਤਾ ਨੰਬਰ ਨੋਨ-ਸੈਪ ਵਿਚ ਲੱਗਿਆ ਹੋਣ ਕਰਕੇ ਬਿਲ ਨਹੀ ਬਣ ਰਿਹਾ ਸੀ, ਇਸ ਕਰਕੇ ਇਸ ਦਾ ਹੁਣ ਮੈਨੂੰਅਲ ਬਿੱਲ ਬਣਾਇਆ ਗਿਆ ਹੈ ਜਿਸ ਦੀ ਰਕਮ 7,69.461/- ਰੁ ਬਣਦੀ ਹੈ ਜੋ ਕਿ 10 ਦਿਨਾਂ ਦੇ ਅੰਦਰ ਅੰਦਰ ਜਮਾਂ ਕਰਵਾਈ ਜਾਵੇ।*
8. *ਸ੍ਰੀਮਾਨ ਜੀ ਮੇਰੇ ਭੱਠੇ ਤੇ ਲੱਗੇ ਉਕਤ ਕੁਨੈਕਸ਼ਨ ਤੇ ਬਿਜਲੀ ਸਪਲਾਈ ਦੀ ਇੰਨੀ ਵਰਤੋਂ ਨਹੀ ਕੀਤੀ ਗਈ ਜਿੰਨਾ ਬਿੱਲ ਬਣਾ ਕੇ ਭੇਜਿਆ ਹੈ। ਇਹ ਵੀ ਦਸਣ ਯੋਗ ਹੈ ਕਿ ਕਰੋਨਾ ਮਹਾਂਮਾਰੀ ਕਾਰਨ ਉਕਤ ਭੱਠੇ ਦਾ ਕਾਰੋਬਾਰ ਕਰੀਬ 2 ਸਾਲ ਪੂਰੀ ਤਰਾਂ ਨਹੀ ਚਲ ਸਕਿਆ ਸੀ ਤੇ ਬਿਜਲੀ ਦੀ ਖਪਤ ਵੀ ਨਾ-ਮਾਤਰ ਹੋਈ ਸੀ। ਇਹ ਦਸਣ ਯੋਗ ਹੈ ਕਿ ਦਫਤਰੀ ਵਰਤੋ ਲਈ ਮੈਂ ਇਕ ਹੋਰ ਵਖਰਾ ਕੁਨੈਕਸ਼ਨ ਲਿਆ ਹੋਇਆ, ਦਫਤਰੀ ਵਰਤੇ ਵਾਸਤੇ ਖਪਤ ਉਸ ਕੁਨੈਕਸ਼ਨ ਤੋ ਹੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ। ਇਸ ਕਰਕੇ ਭੱਠੇ ਦਾ ਬਿੱਲ ਇੰਨੀ ਰਕਮ ਦਾ ਨਹੀ ਬਣ ਸਕਦਾ ਜਿੰਨੀ ਰਕਮ ਪੱਤਰ ਵਿਚ ਦਰਸਾਈ ਗਈ ਹੈ।*
9. *ਇਹ ਕਿ ਜਦੇ ਮੈਂ ਸਮਰਾਲਾ ਸ਼ਹਿਰੀ ਦਫਤਰ ਵਿਚ ਇਹ ਬੇਨਤੀ ਕੀਤੀ ਕਿ ਮੈਨੂੰ ਬਿੱਲ ਦੀ ਰਕਮ ਨਜਾਇਜ ਪਾਈ ਗਈ ਹੈ ਤਾਂ ਉਹਨਾ ਨੇ ਕਿਹਾ ਕਿ ਅਸੀ ਮੀਟਰ ਦੀ ਟੈਸਟਿੰਗ/ਪੜਤਾਲ ਰੋਪੜ ਦਫਤਰ (ਲੈਬਾਰਟਰੀ) ਤੋ ਕਰਾਂਵਾਂਗੇ ਮੈ ਸਹਿਮਤੀ ਦੇ ਦਿੱਤੀ ਸੀ| ਮੀਟਰ ਦੀ ਪੜਤਾਲ ਕਰਾਉਣ ਸਮੇ ਵੀ ਮਹਿਕਮੇ ਦੇ ਕਰਮਚਾਰੀਆਂ ਦੇ ਨਾਲ ਗਿਆ ਸੀ। ਪਰ ਉਥੇ ਰਿਪੋਰਟ ਬਾਰੇ ਮੈਨੂੰ ਕੁਝ ਨਹੀ ਦਸਿਆ ਗਿਆ ਬਲਕਿ ਕਿਹਾ ਗਿਆ ਸੀ ਕਿ ਅਸੀ ਰਿਪੋਰਟ ਬਣਾ ਕੇ ਦਫਤਰ ਸਮਰਾਲਾ ਸ਼ਹਿਰੀ ਵਿਖੇ ਭੇਜ ਦੇਵਾਂਗੇ। ਮੈ ਦਫਤਰ ਸਮਰਾਲਾ ਵਿਖੇ ਕਈ ਚੱਕਰ ਲਗਾਏ ਹਨ ਪਰ ਮੈਨੂੰ ਕੁੱਝ ਨਹੀ ਦੱਸਿਆ ਜਾ ਰਿਹਾ ਹੈ। ਇਸ ਵਾਸਤੇ ਮੈ ਆਪ ਜੀ ਨੂੰ ਇਹ ਬੇਨਤੀ ਪੱਤਰ ਭੇਜ ਰਿਹਾ ਹਾਂ ਤਾਂ ਕਿ ਮੈਨੂੰ ਇਨਸਾਫ ਮਿਲ ਸਕੇ।*
10. *ਮੀਟਰ ਦੀ ਖਪਤ ਮੁਤਾਬਕ ਮੈ ਬਿਲ ਦੀ ਰਕਮ ਦੇਣ ਲਈ ਤਿਆਰ ਹਾਂ ਪਰੰਤੂ ਉਕਤ ਪੱਤਰ ਵਿਚ ਦਰਸਾਈ ਰਕਮ ਬੇਹੱਦ ਜਿਆਦਾ ਹੈ ਜੋ ਕਿ ਗਲਤ ਅਤੇ ਨਜਾਇਜ ਹੈ। ਇਸ ਕਰਕੇ ਨਜਾਇਜ ਰਕਮ ਦੀ ਮੁਆਫੀ/ਛੋਟ ਕਰਾਉਣੀ ਚਾਹੁੰਦਾ ਹਾਂ।*

*ਇਸ ਲਈ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਹਾਲਾਤ ਨੂੰ ਮੁੱਖ ਰਖਦੇ ਹੋਏ ਮੈਨੂੰ ਨਜਾਇਜ ਬਿਲ ਦੀ ਅਦਾਇਗੀ ਤੋ ਛੋਟ/ਮੁਆਫੀ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਮੇਰੇ ਕੁਨੈਕਸ਼ਨ ਵਾਲੇ ਮੀਟਰ ਦੀ ਸਹੀ ਖਪਤ ਮੁਤਾਬਕ ਮੈਨੂੰ ਰਕਮ ਜਮਾਂ ਕਰਾਉਣ ਦੀ ਇਜਾਜਤ ਦਿੱਤੀ ਜਾਵੇ ਤੇ ਮੈਨੂੰ ਇਨਸਾਫ ਦਿੱਤਾ ਜਾਵੇ।*

1. The Respondent in his reply to petition stated that: -

*Brief History:*

*The consumer is having A/c no. 3008428831 having load/CD of 18.74 KW/19 KVA under SP category. The date of Connection of the Account is 04.09.2019 under Sub division City Samrala. This connection was applied on dt. 03.04.2019 with A&A no. 31171/sp dt. 03.04.2019 and SCO no. 34/1168 dt. 30.08.2019. (Case attached A-1) Due to covid 19 in 2020 and SAP implementation in 2021 the billing of this connection could not be started. The meter (Sr no. 206397) which was installed as per SCO got defective and was replaced on 20.08.2023 against MCO no. 100022859443 dt. 16.08.2023. Now the billing had started in 08/2023. The consumer was charged Rs 704101 in bill dt. 11.09.2023 i.e. first bill after replacing the defective meter. The amount was charged on LDHF basis as per clause no 21.5.2 (d) of supply code 2014 for defective meter from date 04.09.2019 i.e. from date of connection to 07.08.2023 i.e. date of first billed issued in SAP. The consumer did not agree to the amount of bill and submitted request to correct the bill. The defective meter was checked in ME Lab, Ropar but DDL couldn’t be done as mentioned in the challan no.78 dated 14.09.2023 by ME Lab.*

*Point wise reply to the petition is as hereunder:*

1. *As the billing of the consumer could not be started on time as mentioned above therefore bills were not delivered to the consumer. The first bill was issued on dt 11.08.2023 in D code for Rs 60830. (A-2)*
2. *Second Bill of D code was issued on 21.08.2023 for Rs 65360 including arrear of previous bill issued in point no. 1 which was paid on dt.26.08.2023 (A-3).*
3. *The consumer was sent a supplementary bill notice for Rs 769461 (Amount charged Rs 704101 + 65360 pending bill at point no.2) by the office vide memo no. 468-a dt.16.08.2023. (A-4)*
4. *The bill notice sent as per point no 3 was on LDHF basis as per clause no 21.5.2 (d) of supply code 2014 for defective meter from date 04.09.2019(from date of connection) to 07.08.2023.*
5. *The consumer's meter was sent to ME Lab Ropar for testing and DDL vide challan no 78 dt. 14.09.2023 where meter's accuracy and DDL couldn’t be done. The meter was checked in the presence of the consumer and the consumer had signed the challan form(copy attached) in the ME Lab, Ropar during checking. (A-5)*
6. *The Amount of the bill issued is correct and payable as the amount has been calculated on LDHF basis as per PSPCL regulation vide clause no 21.5.2 (d) of supply code 2014.*

*From the above facts, bill of Rs 769461/- is chargeable and recoverable from the consumer. Therefore, the instructions may be imparted to the petitioner to deposit the same amount as per above.*

1. Forum have gone through the written submissions made by the Petitioner in the petition, written reply of the Respondent, oral discussions made by Petitioner along with material brought on record. The issue that requires adjudication in the present case is to decide the legitimacy of notice no. 498A dated 16.08.2023 amounting to Rs. 769461/- charged to the petitioner on account of non-billing of the connection.
2. Forum observed that petitioner applied for an SP connection vide A&A form no. 31171/sp dated 03.04.2019 and it was released on 04.09.2019 vide SCO no. 34/1168 dated 30.08.2019. Although the connection was released on 04.09.2019 but due to Covid-19 pandemic in 2020 and shifting from Non-SAP to SAP in 2021, billing of the connection could not be started. Thereafter, meter of the petitioner got defective and was changed vide MCO no. 100022859443 dated 16.08.2023 effected on 20.08.2023. Replaced meter checked in ME Lab vide challan no. 78 dated 14.09.2023 wherein it was reported that it was tried to check the accuracy of the meter and to do its DDL but the same could not be done. It was stated further that the reading of the meter was checked with Jig as 97018 KWH. An amount of Rs. 704101/- was charged to petitioner on LDHF basis from 04.09.2019 (i.e. date of release of connection) upto 07.08.2023 (i.e. date of first bill issued in SAP). The same was intimated to the petitioner vide notice no. 498A dated 16.08.2023. Petitioner did not agree to the amount charged to him and filed a case in Corporate CGRF, Ludhiana. Forum observed the consumption data supplied by the Respondent, as under: -

|  |  |  |  |
| --- | --- | --- | --- |
|  | 2023 | | |
| Date | Cons. | MDI | Code |
| 11.08.2023 | 334 | 0 | D |
| 20.08.2023 | 616 | 0 | D |
| 08.09.2023 | 20 | 0.7 | O |
| 09.10.2023 | 56 | 1 | O |
| 09.11.2023 | 17 | 0.28 | O |
| **Total** | **1043** |  |  |

Forum observed that the readings/consumption is available only after the change of the meter i.e., 20.08.2023. Forum observed that after release of connection on 04.09.2019, first bill was issued to the petitioner on 11.08.2023 and that was issued on D-code as the meter had become defective by that time. Thus, readings of the meter are not available/reliable for the overhauling the period from 04.09.2019 to 07.08.2023 (i.e. date of first bill issued in SAP). The relevant regulation of Supply Code 2014 dealing with dead stop, burnt, defective meters is as under:

*Regulation 21.5.2 of Supply Code 2014 dealing with Defective (other than inaccurate)/Dead Stop/Burnt/Stolen Meters is as under: -*

*“The accounts of a consumer shall be overhauled/billed for the period meter remained defective/dead stop and in case of burnt/stolen meter for the period of direct supply subject to maximum period of six months as per procedure given below:*

*a) On the basis of energy consumption of corresponding period of previous year.*

*b) In case the consumption of corresponding period of the previous year as referred in para (a) above is not available, the average monthly consumption of previous six (6) months during which the meter was functional, shall be adopted for overhauling of accounts.*

*c) If neither the consumption of corresponding period of previous year (para-a) nor for the last six months (para-b) is available then average of the consumption for the period the meter worked correctly during the last 6 months shall be taken for overhauling the account of the consumer.*

*d) Where the consumption for the previous months/period as referred in para (a) to para (c) is not available, the consumer shall be tentatively billed on the basis of consumption assessed as per para -4 of Annexure-8 and subsequently adjusted on the basis of actual consumption recorded in the corresponding period of the succeeding year.*

*e) The energy consumption determined as per para (a) to (d) above shall be adjusted for the change of load/demand, if any, during the period of overhauling of accounts”.*

Forum observed that site of the petitioner was checked vide LCR no. 33/462 dated 14.11.2023 when total load of 16.188 KW including two motors of 15 BHP and 3 BHP, were found connected against the sanctioned load of 18.740 KW. Petitioner during the proceedings told the Forum that both the motors are not being used since long. It is evident from the MDI in the consumption table above that very less load is being used by the petitioner.

From the above consumption table Forum observed that meter of the petitioner was reported defective in bill dated 11.08.2023 and same was changed vide MCO no. 100022859443 dated 16.08.2023 effected on 20.08.2023. As the bills prior to the date 11.08.2023 were not issued to the petitioner, therefore it cannot be concluded that for how long the meter of the petitioner remained defective. Hence, the previous period consumption is not available/reliable for overhauling of the account of the petitioner. At the same time, as the meter has been changed on 20.08.2023 and the actual consumption of the corresponding period as per Regulation 21.5.2(d) is also not available at this point of time, the only way to prepare the adhoc bill(s) for the disputed period is to prepare the bill(s) on LDHF basis which the Respondent has already done. These bill(s) are required to be revised on the basis of the actual consumption already recorded/to be recorded as per Regulation 21.5.2(d) of the PSERC Electricity Supply Code-2014. The amount already charged to the petitioner is required to be revised and recovered accordingly.

Forum have gone through the written submissions made by the Petitioner in the petition, written reply of the Respondent, oral discussions made by Petitioner along with material brought on record. Keeping in view the above Forum is of the opinion that the amount charged to the petitioner vide notice no. 498A dated 16.08.2023 is an adhoc amount and same is required to be revised on the basis of the actual consumption already recorded/to be recorded, as per Regulation 21.5.2(d) of the PSERC Electricity Supply Code-2014. The amount already charged to the petitioner is required to be revised and recovered accordingly. However, the petitioner has already deposited an amount of Rs. 153960/- as per memo no. 736 dated 29.11.2023 of respondent addressed to Secy./CCGRF, Ludhiana and fixed charges for the disputed period are Rs. 93000/- approximately. In view of this, recovery of the balanced disputed amount is required to be deferred till 08/2024.

Keeping in view the above, Forum came to unanimous conclusion that the amount charged to the petitioner vide notice no. 498A dated 16.08.2023 be revised and recovered on the basis of the actual consumption already recorded/to be recorded as per Regulation 21.5.2(d) of the PSERC Electricity Supply Code-2014. However, recovery of the balanced disputed amount be deferred till 08/2024.

1. **DECISION:**

Keeping in view the petition, reply, oral discussion, after hearing both the parties, perusal of the record produced by them & observations of Forum,

Forum decides that: -

* + 1. **The amount charged to the petitioner vide notice no. 498A dated 16.08.2023 be revised and recovered on the basis of the actual consumption already recorded/to be recorded as per Regulation 21.5.2(d) of the PSERC Electricity Supply Code-2014. However, recovery of the balanced disputed amount is deferred till 08/2024.**
    2. **As required under Regulation 2.33 of the Punjab State Electricity Regulatory Commission (Forum & Ombudsman) (2nd Amendment) Regulations, 2021 the compliance of this decision shall be made within 21 days from the date of receipt of this order.**
    3. **If the Petitioner is not satisfied with the decision of Corporate CGRF, he is at liberty to file a representation before the Ombudsman appointed / designated by the Punjab State Electricity Regulatory Commission within 30 days from the date of receipt of the order of the Forum, as required under Regulation 2.39 read with Regulation 2.37 of the Punjab State Electricity Regulatory Commission (Forum & Ombudsman) (2nd Amendment) Regulations, 2021.**

**(CA. Baneet Kumar Singla) (Er. Himat Singh Dhillon)**

**Member (Finance) Independent Member**

**-On Leave-**

**(Er. Navdeep Singh Chahal) (Er. Kuldeep Singh)**

**Permanent Invitee Chairperson**

**O/o CE/Commercial, PSPCL**

**Place: Ludhiana**

**Date: 22.12.2023**