

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

Petition No. 42 of 2020
Date of Hearing: 10.02.2021
Date of Order: 15.02.2021

Petition under Regulation 4.2,6.6.2,44,45 and 47 of the Supply Code 2014 and Regulation 13 and 24 of the General conditions of tariff contained in tariff order for the year 2020-21 passed by this Hon'ble commission and other relevant rules and regulations as approved by Hon'ble Commission including 68,69,70,71 and 72 and other relevant provisions of Chapter XIII of the Conduct of Business Regulations 2005 as amended up to date for Setting aside the Order dated 21.10.2020 passed by the respondent-PSPCL, whereby, the Respondent has wrongly rejected the request of the Petitioner to grant NOC/Electricity connection at 11 KV system of PSPCL

AND

In the matter of: M/s Sushma Buildtech Limited having its registered office at B- 107, First Floor, Business Complex at Elante Mall, Industrial Area, Phase-1 Chandigarh- 160002, through its authorized representative Sh. Bhupinder Singh Bedi.

...Petitioner

V/s

1. Punjab State Power Corporation Ltd. (PSPCL), having its office at the Mall, Patiala, through its Chairman-Cum-Managing Director.
2. Chief Engineer (Commercial), The Mall, Patiala.
3. Superintending Engineer/DS, PSPCL, 220 KV Grid, Industrial Area, Phase-7, SAS Nagar, Mohali.
4. Sr. Executive Engineer/DS, PSPCL, Zirakpur Division, Ambala Road, Zirakpur, District SAS Nagar, Mohali.

...Respondents

Present: Ms. Kusumjit Sidhu, Chairperson
 Ms. Anjali Chandra, Member
 Sh. Paramjeet Singh, Member

Sushma
 Buildtech: Sh. Aditya Grover, Advocate
 Sh. Gurmeet Singh, Engineer

PSPCL: Sh. Vardeep Singh Mander, CE/ARR&TR
 Sh. Deepak Gupta, SE/TR-2
 Sh. Mukesh Kumar, ASE/TR-5
 Sh. Loveleen Gupta, AEE/TR-5
 Sh. Rajiv Kapur, SE/Regulation
 Sh. K.S Anand, Sr.XEN

Order

The learned counsel for the petitioner submitted that as brought out in the affidavit, number of connections stood issued by the PSPCL at voltage lower than the specified voltage without issuing NOC and with or without levying voltage surcharge. The officers representing PSPCL contended that the connections pointed out by the petitioner are NRS connections which were released as per the instruction prevalent prior to the issue of Model Franchisee Agreement vide CC No. 58 of 2016 dated 14.12.2016. As per the orders dated 09.06.2015 of the Commission in Suo-moto petition no. 61 of 2014, these connections were converted into single point supply connections under franchisee model. Since, these connections were already running so NOC was not required in these cases.

The counsel for the petitioner argued that it is the settled position that once regulations are notified, even existing cases come under the purview of such regulations and that the respondent PSPCL cannot take shelter behind the position that the connections pointed out by the petitioner were old running connections. The counsel for the petitioner raised the issue of calculation of estimated load of the complex but admitted that the petitioner has not contested the load of 4238 KW calculated by PSPCL. The petitioner is seeking connection for a load of 495 kVA at 11kV on the basis of parity with other such beneficiaries pointed out by him. The counsel further pleaded that pending disposal of the petition, as an interim relief, an NRS connection for a load of 495 kVA at 11 kV may be allowed to the petitioner for his own use and for common services. The petitioner is ready to give undertaking that the connection will not be used for further distribution to occupants of the complex. The Commission directs PSPCL to submit within two weeks the reply on affidavit with respect to each connection pointed out by the petitioner and also on the prayer for release of load of 495 kVA for his exclusive use as an NRS consumer.

The petition shall be taken up for hearing on 28.04.2021 at 11.00 AM.

Sd/-

(Paramjeet Singh)
Member

Sd/-

(Anjali Chandra)
Member

Sd/-

(Kusumjit Sidhu)
Chairperson

Chandigarh
Dated: : **15.02.2021**