

**PUNJAB STATE ELECTRICITY REGULATORY COMMISSION  
SCO NO. 220-221, SECTOR 34-A, CHANDIGARH**

**Petition No.29 of 2013**

**Date of hearing: 18.06.2013**

**Date of Order: 20.06.2013**

In the matter of: Petition under clause 5 & 6 of the regulations on electricity supply code for extension of compliance period for registration of A & A forms beyond 60 days of M/s Garrison Engineer, Military Engineer Services (Dholewal Mill Complex) under Ministry of Defence, Near Jagraon Bridge Ludhiana-141001.

And

In the matter of: Garrison Engineer for Dholewal Military Complex Military Engineer Services under Ministry of Defence, Near Jagraon Bridge, Ludhiana-141001.

Versus

Punjab State Power Corporation Limited, Patiala through its Chief Engineer/Commercial.

Present: Smt.Romila Dubey, Chairperson  
Shri Virinder Singh, Member  
Shri Gurinder Jit Singh, Member

For petitioner: Shri Kulwinder Singh, JE E/M

For PSPCL: Shri Sanjeev Gupta, S.E./TR-2

**ORDER**

This petition has been filed by the Garrison Engineer, Military Engineer Services, Dholewal Military Complex, Ministry of Defence, Ludhiana under Regulations 5 and 6 of Punjab State Electricity Regulatory Commission (Supply Code and Related Matters) Regulations, 2007 for extension of compliance period for registration of A & A forms beyond 60 days. The

petitioner has submitted that it applied for extension in load for its Dholewal Complex. The case of extension in load / CD of 960 kW / 1200 kVA was considered by the Feasibility Clearance Committee (FCC) of the respondent in the meeting held on 03.05.2012 and Feasibility clearance was conveyed to the applicant / petitioner vide C.E./Commercial memo No.508 dated 23.05.2012 which was also endorsed to C.E./DS, Central Zone, Ludhiana. The petitioner has further submitted that exact time period within which the requisite documents / A & A Forms were to be submitted by the applicant was not mentioned in the letter dated 23.05.2012. It only mentioned following three conditions for allowing the extension in load/CD :-

- (i) After shifting of 38.70 MVA load of 66 KV S/Stn. G.T. Road, Ludhiana at present running from 220 KV S/Stn. Jamalpur BBMB to 220 KV S/Stn. Ferozpur Road, Ludhiana. After commissioning of 220 KV S/Stn. Gaunsgarh and after shifting of load from 220 KV S/Stn. Dhahdari Kalan-1 to 220 KV S/Stn. Gaunsgarh.
- (ii) After the commissioning of 2<sup>nd</sup> 160 MVA power transformer at 220 KV S/Stn. Ferozpur Road, Ludhiana
- (iii) After deposit of security consumption as per Clause 6 of Conditions of Supply.

No intimation was ever received from local distribution office regarding progress of work as per first two conditions. The applicant / petitioner requested C.E./Commercial, Patiala, C.E./Central Zone, Ludhiana and Dy.C.E./City West Circle, Ludhiana for depositing ACD amount and issue of demand notice vide letters dated 07.06.2012 and 05.07.2012 but received no response. Even internal correspondence exchanged between the offices of C.E./Commercial and C.E./DS, Central Zone reveals that the field offices of the respondents are responsible for non-registration of A & A Forms in time by the petitioner. The petitioner has prayed that extension in compliance period for registration of A & A Forms beyond 60 days may be granted in the interest of justice.

The petition was admitted vide Order dated 29.05.2013 and PSPCL was directed to file reply by 11.06.2013. PSPCL has filed reply vide C.E./ARR & TR affidavit dated 17.06.2013 vide memo No.5788 dated 17.06.2013. PSPCL has submitted that as per clause 4.7 of the Electricity Supply Instructions Manual (ESIM) after issue of feasibility clearance the period for registration of A & A Forms along with initial security and security meter, is 30 days only which can be extended upto 60 days (including 30 days allowed in the first instance) by S.E./Dy.CE(DS). No request for further extension beyond above period shall be entertained and the feasibility clearance / permission shall stand cancelled and earnest money will be forfeited. The applicant failed to submit the A & A forms after receiving the feasibility clearance. Accordingly earnest money was forfeited vide Assistant Executive Engineer, Estate Division (Special) PSPCL memo No.2184 dated 13.12.2012. Other facts / correspondence etc. have not been denied by the respondent. PSPCL has no objection in respect to the applicant's request / prayer before the Commission being a defence service Central Government Department.

The Commission has gone through the submissions of the petitioner and respondent. The Commission notes that there was no mention in the letter No.508 dated 23.05.2012 of C.E./Commercial or any other correspondence regarding period or date by which the compliance with regard to registration of A & A Forms was required to be made. The applicants are normally not aware of all the instructions applicable in such cases. PSPCL should convey such important stipulations to avoid any doubt/confusion in this regard. The Commission, therefore, directs that PSPCL shall invariably mention in the letter conveying feasibility clearance that after issue of feasibility clearance, the period for registration of A & A forms alongwith initial security and security meter shall be 30 days only which can be extended to 60 days (including 30 days allowed in the first instance) by S.E./Dy.CE(DS) and no request for further extension beyond above period shall be entertained and feasibility clearance / permission shall stand cancelled and earnest money will be forfeited.

The Commission after consideration of the facts and circumstance of the instant petition, sets aside memo No.2184 dated 13.12.2012 issued by Assistant Executive Engineer (Commercial), Estate Division, Ludhiana to

Garrison Engineer, Dholewal Military Complex, G.T.Road, Ludhiana intimating forfeiture of earnest money and allows the petitioner to register A & A forms by 18.07.2013 after fulfilling all the formalities as per rules and regulations applicable in this regard.

The petition is disposed of accordingly.

Sd/-

**(Gurinder Jit Singh)**  
**Member**

Sd/-

**(Virinder Singh)**  
**Member**

Sd/-

**(Romila Dubey)**  
**Chairperson**

**Chandigarh**

**Dated: 20.06.2013**