

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

Petition No. 13 of 2021
alongwith IA No. 14 of 2021
Date of Hearing: 02.06.2021
Date of Order: 16.06.2021

Petition under Section 43 of the Electricity Act, 2003 read with Regulation 5.1 of the Supply code, 2014 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 and the provisions of the Electricity Act, 2003 for directing the Respondents to render respective Domestic Supply Electricity connection to the Petitioners for their residential houses in the colony-Sunny Enclave.

AND

For passing any other relief in favour of the Petitioner as this Hon'ble Commission may deem fit in the facts and circumstances of the case.

In the matter of: Ranjit Kaur & Ors. Petitioners

Versus

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, Near Bus Stand, Patiala.
4. Executive Engineer, (DS), PSPCL, Patiala.
5. Assistant Executive Engineer, PSPCL, Sanaur, Patiala.

Respondents

Present: Sh. Viswajeet Khanna, Chairperson
Ms. Anjali Chandra, Member
Sh. Paramjeet Singh, Member

Petitioner: Sh. Aditya Grover, Advocate

PSPCL: Sh. Gurchain Singh Banga, CE/ARR&TR
Sh. Deepak Gupta, SE/TR-2
Sh. Mukesh Kumar, ASE/TR-5
Sh. Lovleen Gupta AEE/TR-5
Sh. Gurtej Singh Chahal
Sh. Harpreet Singh AE/Sanour

ORDER

The Commission, vide Order dated 04.05.2021, observed that the irregularities being committed by the developer were allowed to continue for a long period which does not appear to be possible without the active connivance of

the officers/officials of PSPCL. PSPCL management was directed to order an enquiry in this matter and to submit an action taken report within one month. PSPCL vide memo No. 6296 dated 01.06.2021 has submitted only an interim enquiry report. They further submitted that a detailed enquiry in this matter shall be conducted for fixing the responsibility of concerned officers/officials of PSPCL. PSPCL shall submit the detailed inquiry report and action taken report as directed vide order dated 04.05.2021, without any further delay, before the next date of hearing.

Further, during the hearing it has been observed by the Commission that the inputs and response of the Chief Administrator, PUDA, Director, Town & Country Planning, Punjab, Secretary Department of Housing and Urban Development, Govt. of Punjab and Secretary and Director, Deptt. of Local Govt. Punjab are necessary for the proper adjudication of the matter since a number of such petitions have come up due to violation by developers of the conditions of licenses resulting in hardship and harassment to the residents due to non development of LD system for proper electrical supply distribution to residents. Therefore notice be issued alongwith the copy of the petition to the above said authorities. A senior officer of the said departments not below the rank of joint Secretary/Additional Director/Additional CA should be present on the next date of hearing to give proper inputs and file a written response by way of an affidavit on behalf of the respective departments.

The Commission finds it appropriate to implead the Developer of the Colony, Sunny Enclave situated at Village Ghalori, Devigarh road, Tehsil and District Patiala, Punjab as a party to the petition for proper adjudication of the matter. The developer of the colony is impleaded as a respondent in the petition and notice be issued to the developer to file its reply to the petition within two weeks. The Learned Counsel for the petitioner submitted that the builder/developer has issued electricity connections and inflated bills to the petitioner and during the hearing submitted copies of some of the bills which are taken on record. It is observed by the Commission that the petitioners have been compliant in accepting illegal connections from the developer and paying bills not raised by the Distribution Licensee, PSPCL. The petitioners have also filed an IA No. 14 of 2021 seeking direction of PSERC to PSPCL to immediately render electricity connections for their houses as an interim relief. It has been submitted that as the present supply of electricity by the builder is unauthorized and without the electricity connections, the petitioners and their family

members will face serious hardship in the peak of the summer season.

After hearing the parties, PSPCL is directed to submit the reply to the IA filed by the petitioners along with details such as connected load/other relevant details of the residents of this colony who are being supplied electricity in an illegal manner by the developer. PSPCL should also inform the Commission regarding feasibility of supplying electricity to these residents from the distribution system of the licensee and estimated expenditure likely to be incurred on release of connections to the residents who are being supplied electricity in an illegal manner by the developer. PSPCL is also directed to intimate the Commission regarding action being taken against the developer, as per law, to recover the outstanding amount and get the conditions of license fulfilled. Director Distribution PSPCL shall also remain present on the next date of hearing. PSPCL shall be submit the aforesaid information within three weeks.

The petition shall be taken up for hearing on 14.07.2021 at 11.00 AM.

Sd/-

(Paramjeet Singh)
Member

Sd/-

(Anjuli Chandra)
Member

Sd/-

(Viswajeet Khanna)
Chairperson

Chandigarh
Dated: 16.06.2021