

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

**Petition No. 22 of 2020**  
**Date of Hearing: 14.07.2021**  
**Date of Order: 19.07.2021**

Petition under Section 43 of E.A 2003 read with Supply Code (2014) Reg 5.1 in the matter refusal by the Licensee to release electricity connections to some residents of Shivalik City Kharar Distt Mohali.

In the matter of: Residents of Shivalik City Kharar through their authorized representative Sh. Navneet Singh S/O Sh. Balbir Singh

..Petitioner

Versus

1. Punjab State Power Corporation Limited, The Mall Patiala.
2. M/s Shivalik Developers and Promoters

Respondents

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

Petitioner: Sh. Sunil Kumar, Advocate

PSPCL: Sh. Gurchain Singh Banga, CE/ARR&TR  
Sh. Deepak Gupta, SE/TR-2  
Sh. Mukesh Kumar, ASE/TR-5  
Sh. Baljinder Pal Singh, AE/TR-5  
Sh. Sukhjot Singh Sidhu, SE/ Regulation  
Sh. Satwinder Singh Sehmbi, SE/Ropar

Shivalik Developer  
& Promoters: None

GMADA: Sh. Gurdev Singh Atwal

Local Govt: Sh. Rajinder Rai, Superintending Engineer  
Punjab Sh. Sangeet Kumar, Executive Officer  
Sh. Vinay Mahajan, Municipal Engineer

**ORDER**

The Commission directed, vide order dated 29.06.2021, the developer, M/s Shivalik Developers and Promoters to confirm on affidavit that the LD

system in 6 colonies stood completed. The information sought by the Commission has not been provided by the developer. During hearing, neither the counsel nor any representative has appeared on behalf of the developer. Despite giving ample opportunity, the developer/ their counsel failed to appear before the Commission and submit its reply, which amounts to clear violation of the directions of the Commission. Cost of Rs. 1,00,000 is imposed on the developer, M/s Shivalik Developers & Promoters for the non-compliance of the directions of the Commission.

Notice was also issued to the Secretary, Department of Housing and Urban Development Govt. of Punjab, however nobody has appeared on behalf of the said Department. The Secretary, Department of Housing and Urban Development to show cause why action should not be taken under Section 142 of the Electricity Act 2003 for violation of the directions of the Commission.

PSPCL has submitted the information in response to the Order dated 29.06.2021, vide memo No. 6651 dated 09.07.2021. The information submitted by GMADA vide memo No. ਗਮਾਡਾ/ਡੀਟੀਪੀ/ਅ-2/ਜ 2021/ 1787 dated 13.07.2021 is incomplete. The details of the bank guarantees/other securities available with GMADA against the colonies of Shivalik City and the action for encashing them for violation of the licensing conditions and handing over the amount to PSPCL for development of LD system left incomplete by the defaulting developers, have not been provided by GMADA. The same be provided immediately with a copy to PSPCL. PSPCL shall submit its reply to the same well before the next date of hearing.

During the hearing, the representative appearing on behalf of Municipal Council Kharar stated that they have taken over only the civil works of the colonies and no letter had been received from PSPCL before taking over the colonies. The Director Local Govt. appearing on behalf of Department of Local Govt. Punjab submitted that standing instructions will be issued to all the constituent authorities covering the relevant aspects for taking over the colonies so that it is ensured in future that even the required LD system is completed before takeover of the colony. The Commission notes that violation of the Terms and Conditions of the license by the developers attracts action by PUDA/GMADA and other authorities and accordingly.

PUDA/GMADA/ other licensing authorities are directed to submit the details of action taken against the developers in their areas of jurisdiction for violation of the terms and conditions of the licenses issued to the developers. Municipal Council Kharar is directed to submit the instructions/policy, if any, which provides that the colonies are taken over by the Municipal Council excluding the electric works.

The petition shall be taken up for hearing on 20.07.2021 at 11.00 AM.

Sd/-

(Paramjeet Singh)  
Member

Sd/-

(Anjuli Chandra)  
Member

Sd/-

(Viswajeet Khanna)  
Chairperson

Chandigarh  
Dated: **19.07.2021**