



CONSUMER GRIEVANCES REDRESSAL FORUM

Uttar Haryana Bijli Vitran Nigam

Shakti Bhawan, IInd Floor, Room No.317, Sector-6, Panchkula

E-mail: uhbvn_forum2006@yahoo.com

Fax & Phone No. 0172-2583896

Complaint No. CGRF-396/10

To

The Managing Director,
UHBVN, Panchkula.


Memo No. Ch-49 /UH/CGRF-396

Dated: 28. 2. 2011

Subject: - Order in respect of complaint of Sh. Tirath Raj regarding billing due to unauthorized checking of load.

Enclosed please find herewith the order issued by Consumer Grievances Redressal Forum in respect of above complaint for its compliance.

DA/As above


Secretary,
CGRF, UHBVN,
Panchkula

CC.

1. Secretary/HERC, Sec-4, Panchkula.
2. CE/OP, UHBVN, Panchkula.
3. SE/OP Circle UHBVN, Yamuna Nagar
4. SE/Commercial UHBVN, Panchkula.
5. XEN/IT, UHBVN, Panchkula. (for posting on UHBVN site)
6. XEN/OP Division, UHBVN, Naraingarh with a copy of order.
7. SDO/OP, S/Division, UHBVN, Sadhaura.
8. Sh. Tirath Raj, R/o Near Manav Kender, Patwar Khana, Sadhaura, Distt. Yamuna Nagar

For information & further necessary action with respect to order of Forum (copy enclosed).



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Complaint No.	UH/CGRF – 396 of 2010
Date of Institution	9.07.2010
Date of Hearing	12.01.2011
Date of Order	14.02.2011

Before the Consumer Grievances Redressal Forum, UHBVNL.

Present:-

1. Sh. R.K. Jain, Member-I.
2. Sh. D.C. Aggarwal, Member-II.
3. Sh. Raj Roop Jakhar, Member-III.

In the matter of complaint of Sh. Tirath Raj , Near Manav Kendra, Sadahura, Yamunanagar regarding penalty for unauthorised load.

.....Complainant/Petitioner

Vs

- (1) XEN, Op Division, UHBVN, Naraingarh.
- (2) SDO , Op Sub-Division, UHBVN, Sadhaura.

.....Respondents

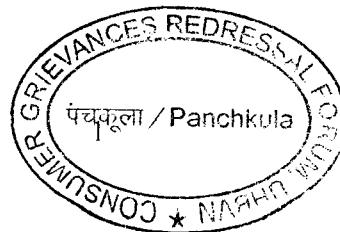
Appearance:-

For Complainant:

Sh. Tirath Raj

For the Respondent:

Sh. Mohan Lal. Comml. Assistant o/o SDO . Op Sub-Division. UHBVN. Sadhaura.



ORDER

The complainant Sh. Tirath Raj, Near Manav Kendra, Sadhaura, Yamunanagar has got an electric connection bearing A/c No. 11 / 6540 under Op Sub-Division, UHBVN, Sadhaura and the Forum have the jurisdiction to try this suit.

It has been pleaded by the complainant that he has received a notice that his load has been found to be 1.268 KW against sanctioned load of 0.5 KW and a penalty has been imposed on him. He has further submitted that his meter was changed on 18.10.2002 when the load was 2.0 KW which was changed to 0.50 KW by the Nigam. The load was changed without his knowledge even when he was not at fault he is depositing Rs. 40/- pm which comes to Rs. 1600/- for 3 years and 4 months. The SDO did not listen to their grievance.

As per the notice issued vide SDO, Op Sub-Division, Sadhaura Memo No-1099 dated 24.06.10 the penalty is Rs. 2213/-.

The application of the petitioner was received in this office of the Forum on 9.07.10. The Forum considered the facts and found the petition feasible of acceptance and the same was admitted. Notice of motion dated 9.07.10 was issued to the XEn Op Division, UHBVN, Naraingarh being respondent asking him to submit version alongwith affidavit. Further notice of motion dated 23.07.10, 11.08.10, 9.09.10 and 7.10.10 were issued directing the respondent i.e. XEn 'OP' Division, UHBVN, Naraingarh to submit the version.

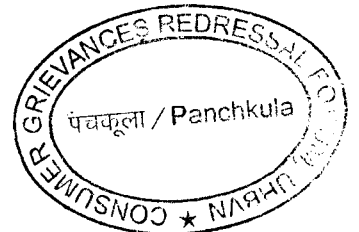
However, the respondent submitted the version dated 13.09.10 stating that the consumer applied for load of 0.5 KW in the first instance. But at the time of revision of MMC the load of the Urban area of Sadhaura proper was increased to 2.00 kw in view of the SC No- 66/2000. His office checked the load of Sh. Tirath Raj on 18.06.10 vide LL-1 No- 47/83 and it was found to be 1.268 KW. Simultaneously his office assessed the amount of penalty on a/c of unauthorised extension of load as Rs 2213/- as per SC No- 60/2007. His office has therefore rightly charged the amount against the malpractice as per the Nigam instructions.

Summons were issued to both the parties for arguments and presenting their case on 10.11.10, 22.11.10. On 22.11.10 the complainant submitted in writing that

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Rs. 600/- on a/c of security and 350/- on a/c of service connection charges have been settled and he withdraws his complaint. Further summons were issued for 8.12.10, 27.12.10, 29.12.10, 7.01.11, 12.01.11.

On 12.01.11 the complainant gave an affidavit duly attested by the Sunita Sahu, Notary stating that three complaints including two dated 7.01.11 and 12.01.11 made by him, his son Rajesh or his daughter are withdrawn and they do not have any grievance against any Nigam employee. Whatever decision the Forum takes on his application dated 9.07.10 shall be acceptable to him.

From the documents submitted by the respondent, it is observed that the load was 2.0 KW as per the consumer ledger for the period 5/06 to 9/06 and the load was 0.5 KW as per the consumer ledger for the period 25/9/2006 to 25/11/06. Even as per the copy of the bill submitted by the applicant dated 20.02.07 the sanctioned load was 0.50 KW. Either of the parties has not produced any further document / evidence to suggest that there was any change in load thereafter. The checking was done on 18.06.10 and as per the available record the load on this date was 0.5 KW. So the checking and the penalty imposed by the respondent for unauthorised load is correct.

Forum considered the facts and decided that the consumer is liable to pay the amount of penalty imposed by the respondent.

The petition is hereby disposed off without any cost on either side. File be consigned to the office record.

The order is issued and signed by the Consumer Grievances Redressal Forum on 15.02.2011.


(Raj. Roop/Jakhar)
Member-III


(D.C. Aggarwal)
Member-II


(R.K. Jain)
Member-I

