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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-660/12

To

The Managing Director,
UHBVN, Panchkula.

Memo No. Ch- 13 /UH/CGRF-660

Dated: 15.1.13

Subject: - Order in respect of complaint of State Bank of Patiala regarding levy of penalty 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, Karnal.
4. SE/Commercial UHBVN, Panchkula.
5. XEN/IT, UHBVN, Panchkula. (for posting on UHBVN site)
6. XEN/OP City Division, UHBVN, Karnal with a copy of order.
7. SDO/OP, Sub-Urban Sub-Division, UHBVN, Karnal.
8. State Bank of Patiala, HUDA Market, Sector-6, Urban Estate, Karnal.

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



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Complaint No.	UH/CGRF – 660 of 2012
Date of Institution	22.11.2012
Date of Hearing	09.01.2013
Date of Order	09.01.2013

Before the Consumer Grievances Redressal Forum, UHBVNL.

Present:-

1. Sh. S.K. Aggarwal, Member-I.
2. Sh. D.C. Aggarwal, Member-II.

In the matter of complaint of State Bank of Patiala, HUDA Market, sector-6, Urban Estate, Karnal regarding levy of penalty of load.

.....Complainant

Vs

- (1) XEN, Op Division, UHBVN, Karnal.
- (2) SDO, Sub-Urban Sub-Division, UHBVN, Karnal.

.....Respondents

Appearance:-

For Complainant:

Manger, SBP Karnal

For the Respondent:

Sh. Dharam Suhag, SDO, Sub-Urban Sub-Division, UHBVN, Karnal.



ORDER

The complainant State Bank of Patiala, HUDA Market, sector-6, Urban Estate, Karnal has got an electric connection bearing A/c No. LS-12 – 7867- Y under Sub-Urban Sub-Division, UHBVN, Karnal and the Forum has the jurisdiction to hear this complaint.

It has been pleaded by the complainant that a raid was conducted by Vigilance, UHBVN, Karnal on their premises on 23.5.12 and LL-1 was raised. They have been served a provisional assessment order for depositing Rs. 89751/-. They immediately approached the AEE and XEn, Vigilance Karnal for rectification. The complainant pleaded that their Sanctioned Load is 15 KW. Their actual load at the time of checking was 13.780 kw instead of 19.360 kw wrongly assessed by the Vigilance. Thereby excess load of 5.780 kw has been assessed. The difference is due to wrong calculation of load in Server and ATM rooms where the additional ACs with load of 3.080 are only stand byes. The UPS in the room is of 2 kva and the other UPS is for 5 kva with 0.9 power factor meaning thereby load of 6.300 kw against 9.0 kw taken by vigilance team.

The application of the petitioner was received in this office of the Forum on 22.11.12. The Forum considered to give opportunity to the complainant admitted the complaint. Notice of motion dated 30.11.12 was issued to both the parties.

The respondent submitted the version dated 13.12.12 stating that at the time of checking the meter was found dead stop. The checking has been accepted by the representative of the Bank and he has signed the LL-1. The actual load was detected as 19.360 kw against SL of 15 kw. Notice U/S 126 dated 31.5.12 was issued imposing penalty of Rs. 89751/- for unauthorised use of load as per the provisions of SC No- 60/07.

Summons were issued to both the parties for hearing on 9.1.2013. The representative of the Bank submitted certain documents as evidence for the actual electricity load /capacity of various equipments installed by them.



The Forum considered the facts and observed that the matter falls under section 126 of the EA 2003 so is out of jurisdiction of this Forum. The consumer may therefore approach the appropriate Court for getting the grievance attended to. However, still the consumer being a government organisation, the Forum recommends that the respondents may reconsider the matter in the light of invoices of equipments installed by them. Copy of memo dated 9.1.2013 along with all enclosures thereto be forwarded to the respondents for due consideration.

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

The order is signed by the Consumer Grievances Redressal Forum on 09.01.2013.

The compliance of the order be informed to the Forum with fifteen days from the date of receipt of the Order.


(D.C. Aggarwal)
Member-II


(S.K. Aggarwal)
Member-I

