



GRIEVANCE REDRESSAL FORUM, BOLANGIR

(Infront of Children's Park),

BOLANGIR-767001, Tel./Fax:-(06652) 235741

E-mail: grfwesco.bgr@rediffmail.com/ Grf.bolangir@tpwesternodisha.com

Bench: Er. Kumuda Bandhu Sahu (President),

Sri Prasanta Kumar Sahoo (Member (Finance)), Sri Krupasindhu Padhee, (Co-Opted Member)

Memo No.GRF/BGR/Order/ 1030

Dated, the 30/10/2024

Corum: Er. Kumuda Bandhu Sahu
Sri Prasanta Kumar Sahoo
Sri Krupasindhu Padhee

- President
- Member (Finance)
- Co-Opted Member

1	Case No.	Complaint Case No. BGR/680/2024																			
2	Complainant/s	Name & Address		Consumer No	Contact No.																
		Sri Bishwnath Jha, At-Rameswarnagar, Po/Dist-Bolangir		Intending Consumer	9437430137																
3	Respondent/s	Name S.D.O (Elect.), No. I, TPWODL, Bolangir		Division Bolangir Electrical Division, TPWODL, Bolangir																	
4	Date of Application	18.10.2024																			
5	In the matter of-	<table><tr><td>1. Agreement/Termination</td><td>2. Billing Disputes</td></tr><tr><td>3. Classification/Reclassification of Consumers</td><td>4. Contract Demand / Connected Load</td></tr><tr><td>5. Disconnection / Reconnection of Supply</td><td>6. Installation of Equipment & apparatus of Consumer</td></tr><tr><td>7. Interruptions</td><td>8. Metering</td></tr><tr><td>9. New Connection</td><td>10. Quality of Supply & GSOP</td></tr><tr><td>11. Security Deposit / Interest</td><td>12. Shifting of Service Connection & equipments</td></tr><tr><td>13. Transfer of Consumer Ownership</td><td>14. Voltage Fluctuations</td></tr><tr><td colspan="2">15. Others (Specify) -</td></tr></table>				1. Agreement/Termination	2. Billing Disputes	3. Classification/Reclassification of Consumers	4. Contract Demand / Connected Load	5. Disconnection / Reconnection of Supply	6. Installation of Equipment & apparatus of Consumer	7. Interruptions	8. Metering	9. New Connection	10. Quality of Supply & GSOP	11. Security Deposit / Interest	12. Shifting of Service Connection & equipments	13. Transfer of Consumer Ownership	14. Voltage Fluctuations	15. Others (Specify) -	
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6	Section(s) of Electricity Act, 2003 involved																				
7	OERC Regulation(s) with Clauses	<table><tr><td>1. OERC Distribution (Conditions of Supply) Code,2019; Clause(s)</td></tr><tr><td>2. OERC Distribution (Licensee's Standard of Performance) Regulations,2004; Clause</td></tr><tr><td>3. OERC Conduct of Business) Regulations,2004; Clause</td></tr><tr><td>4. Odisha Grid Code (OGC) Regulation,2006; Clause</td></tr><tr><td>5. OERC (Terms and Conditions for Determination of Tariff) Regulations,2004; Clause</td></tr><tr><td>6. Others</td></tr></table>				1. OERC Distribution (Conditions of Supply) Code,2019; Clause(s)	2. OERC Distribution (Licensee's Standard of Performance) Regulations,2004; Clause	3. OERC Conduct of Business) Regulations,2004; Clause	4. Odisha Grid Code (OGC) Regulation,2006; Clause	5. OERC (Terms and Conditions for Determination of Tariff) Regulations,2004; Clause	6. Others										
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8	Date(s) of Hearing	24.10.2024																			
9	Date of Order	30.10.2024																			
10	Order in favour of	Complainant	✓	Respondent	Others																
11	Details of Compensation awarded, if any.	Nil																			

CO-OPTED MEMBER

MEMBER (Fin.)

PRESIDENT

Place of Hearing: GRF, Bolangir

Appeared:

For the Complainant -Sri Bishwnath Jha
For the Respondent -Sri Swadhin Sahu, OAG-II (Auth. Representative)

Complaint Case No. BGR/680/2024

Sri Bishwnath Jha,
At-Rameswarnagar,
Po/Dist-Bolangir
Con. No. Intending Consumer

COMPLAINANT

-Versus-

Sub-Divisional Officer,
Electrical Sub-Division, No. I,
TPWODL, Bolangir

OPPOSITE PARTY



ORDER
(Dt.30.10.2024)

The complainant was filed a complaint on 18th Oct. 2024 which has registered as Case no. 680/2024. Accordingly hearing date was fixed on 24th Oct.2024. Notice was issue to both the parties to remain present on the said date with relevant record.

HISTORY OF THE CASE

The Complainant was applied for a CD of 2.5 KW under LT-GPS category in his name Shri Biswanath Jha in Plot/holding no. : 2051 3033 3851. Accordingly, permission was issued and deposit of necessary fees & security deposit has been completed. But power supply is not being energized in the reason of some pending of enforcement dues against cons. no. 9111-2401-0241 in the name of Shri Mangal Jha. For which the complainant appealed before the Forum.

The case was heard in detail.

PROCEEDING OF HEARING DATED : 24.10.2024

SUBMISSION OF COMPLAINANT DURING HEARING

The complainant has applied for a new connection under LT-GPS tariff for a CD of 2.5 KW in a premises at Sambalpur Road. Necessary formalities has been completed and he has deposited the requisite fees alongwith security deposit. But the OP is not providing power supply in the plea of pending of enforcement activities against other connection i.e. 9111-2401-0241 in the name of Mangal Jha with location at Rameswar Nagar, Bolangir. The complainant requested before the Forum to issue direction for release of power supply.

SUBMISSION OF OPPOSITE PARTY DURING HEARING

The OP appeared before the Forum through his representative with written version and intimated before the Forum that the new connection has been held-up for pending of penalty amount of ₹ 59,551/- against cons. no. : 9111-2401-0241 which was detected on 28th Feb. 2020. The penalty amount has not been deposited and power supply to the new connection has been held up.

Considering the above, the OP requested before the Forum to pass order as deemed fit.

CO-OPTED MEMBER

MEMBER (Fin.)

PRESIDENT

FINDINGS AND ANALYSIS OF THE FORUM

The complainant has applied for a new connection under LT-GPS category for a CD of 2.5 KW. There is another connection having cons. no. 9111-2401-0241 in the name of Mangal Jha. The Forum has gone through the documents submitted by both the parties and observed that,

New power supply to the complainant has not been energised due to pending of enforcement case against cons. no. 9111-2401-0241 in the name of Shri Mangal Jha. The Forum has gone through the documents and observed that an inspection was done by Vigilance team on dated 28th Aug. 2020 and prepared an inspection report vide inspection no. 128713 where un-authorised use of energy was detected. Against that inspection report, the OP remained silent for more than four years and on 19th oct. 2024, a provisional assessment of ₹ 59,551/- has been raised. It is pertinent to mention here that the said provisional assessment has been done for penalty after completion of all formalities as laid down in OERC Regulation as regards to new power supply case. In this case, the following points needs to be analysed.

- A) How the OP has given clearance in the Mo-Bidyut app for the new connection if enforcement case was pending in the said premises ?
- B) Why the provisional assessment has been done after four years of inspection against cons. no. 9111-2401-0241 ?
- C) In the energy bill of Sep-2024, there is no remarks of enforcement pending.

In the above cases, as the enforcement activity is not coming under the jurisdiction of the Forum, the complainant is advised to appeal before the appropriate authority as laid down under Electricity Act 2003. Regarding release of power supply to the new supply, all the formalities have been completed by both the parties even meter installation has already been completed. At that point, imposition of enforcement penalty against the case detected for four years back period is not justified and lacks legality. In this case, the OP has the liberty to take action against the said connection i.e. cons. no. 9111-2401-0241.

In view of above facts and circumstances and after going through the documents submitted by both the parties, the Forum pronounces the following order as per regulations of the OERC Distribution (Conditions of Supply) Code 2019.

The OP is directed to energise power supply to the said new connection in the name of Shri Biswanath Jha under LT-GPS tarff without further delay and observing OERC Regulation in force.

Case is disposed off accordingly.

Compliance report must be submitted to the Forum by the opposite party within one month after receipt of GRF order otherwise it will be treated as non-compliance.

K.S.PADHIE
CO-OPTED MEMBER

P.K.SAHOO
MEMBER (Fin.)

K.B.SAHU
PRESIDENT

Copy to: -

1. Sri Bishwnath Jha, At-Rameswarnagar, Po/Dist-Bolangir.
2. Sub-Divisional Officer, Electrical Sub-Division, No. I, TPWODL, Bolangir.
3. DFM/ AFM/ JFM, Bolangir Electrical Division, TPWODL, Bolangir.
4. Superintending Engineer, Electrical Circle, TPWODL, Bolangir.
5. Chief Legal, Head Quarter Office, TPWODL, Burla.

The order is also available at TPWODL Web site : tpwesternodisha.com → customer zone → Grievance Redressal Forum → BOLANGIR → (GRF CASE NO.)

"If the Complainant is aggrieved with this order or non-implementation of the order of the Grievance Redressal Forum in time, he/she can make the representation to the Ombudsman-II, Qrs. No.3R-2(S), GRIDCO Colony, P.O:Bhoinagar, Bhubaneswar-751022 within 30 days from the date of order of the Grievance Redressal Forums."