

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)

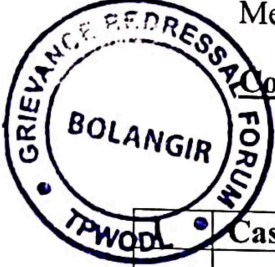
Memo No.GRF/BGR/Order/ 82⁶¹

Dated, the 29/01/2024

Forum:

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

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



Case No.	Complaint Case No. 1186/2023			
2	Complainant/s	Name & Address Sri Rajesh Kumar Jain, For Sri Dharampal Jain, At/Po-Bangomunda, Dist-Bolangir	Consumer No 912212020417	Contact No. 9439144433 8093818717
3	Respondent/s	Name S.D.O (Elect.), TPWODL, Kantabanji	Division Titilagarh Electrical Division, TPWODL, Titilagarh	
4	Date of Application	12.12.2023		
5	In the matter of-	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) -		
6	Section(s) of Electricity Act, 2003 involved	Penalty U/s 126 of IE Act		
7	OERC Regulation(s) with Clauses	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		
8	Date(s) of Hearing	28.12.2023	10.01.2024	
9	Date of Order	29.01.2024		
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: Camp Court at Bangomunda

Appeared:

For the Complainant
For the Respondent

-Sri Rajesh Kumar Jain
-Sri Jagannath Pati, S.D.O (Elect.), Kantabanji

Complaint Case No. 1186/2023

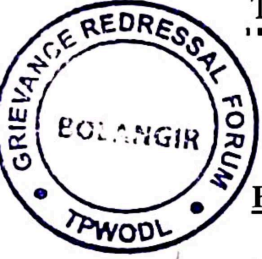
Sri Rajesh Kumar Jain,
For Sri Dharampal Jain,
At/Po-Bangomunda,
Dist-Bolangir
Con. No. 912212020417

- **COMPLAINANT**

-Versus-

Sub-Divisional Officer,
Electrical Sub-Division,
TPWODL, Kantabanji

- **OPPOSITE PARTY**



ORDER
(Dt.25.01.2024)

HISTORY OF THE CASE

The Complainant is a LT-Dom. consumer availing a CD of 1 KW. He has disputed the penalty bill of ₹. 1,23,971/- against the inspection made on 07th Aug. 2023. The complainant needs waiver of the said penalty bill.

The case was heard in detail.

PROCEEDING OF HEARING DATED: 28.12.2023

During the said date of hearing, the complainant was not present whereas the authorized representative of the OP (Sh. Kailash Ch. Swain, DFM (F & C), Titilagarh division) requested before the Forum by e-mail to fix another date as he is unable to be present due to his health issue.

Considering his submission, the next date of hearing was fixed on 10th Jan. 2024 at Bangomunda Camp Court. Accordingly, notice was issued to both the parties.

PROCEEDING OF HEARING DATED: 10.01.2024

The case was heard in detail.

SUBMISSION OF COMPLAINANT DURING HEARING

The complainant is a consumer under Turekela Section of Kantabanji Sub-division. The consumer represented that he was served with a penal bill of ₹. 1,23,971/- against the inspection made on 07th Aug. 2023 where he has availed the power supply through a meter no. 5220384. The complainant raised dispute against the said penal bill and requested before the Forum for waiver.

CO-OPTED MEMBER

MEMBER (Fin.)

PRESIDENT

SUBMISSION OF OPPOSITE PARTY DURING HEARING

The OP appeared before the Forum with relevant documents. On defence, he intimated that the consumer is a LT-Domestic consumer availing power supply since Dec-2006. The complaint raised by the complainant for the penalty raised against un-authorized use of electricity by means of direct hooking from the nearby LT pole and used for GPS category which was detected on 07th Aug. 2023 against registration no. 744807082304.

Considering the above, the OP requested before the Forum for revision of previous disputed bills and pass order as deemed fit.

OBSERVATIONS OF THE FORUM


The consumer is a LT-Domestic consumer with a CD of 1 KW. The arrear outstanding as on Dec-23 is ₹. 10,745.34p. As complained by the complainant and submission of OP, it is observed by the Forum that,

1. The dispute raised for penal bill of ₹. 1,23,971/- against the inspection report dated 07th Aug. 2023 vide registration no. 744807082304. The complainant's view is that he was availing power supply against his new service connection ref. no. TPW10278825 in the name of Rajesh Kumar Jain for domestic tariff through meter no. 5220384 where as the OP submitted that the said meter is not a departmental meter and the consumer availed power supply through direct hooking from the nearby LT pole and used for GPS purpose.
2. From the documents submitted by both the parties, it is seen that the said case relates to imposition of penal bill for unauthorised use of electricity. As the penal bill part is not coming under the purview of GRF, the Forum has nothing to do in this regard. The complainant is hereby advised to appeal before the appropriate authority for this dispute.

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 dispute regarding imposition of penalty is not coming under the purview of GRF. Hence, the present case is rejected herewith.

Case is disposed off accordingly.


K.S.PADHEE
CO-OPTED MEMBER


P.K.SAHOO
MEMBER (Fin.)


K.B.SAHU
PRESIDENT

Copy to: -

1. Sri Rajesh Kumar Jain, At/Po-Bangomunda, Dist-Bolangir.
2. Sub-Divisional Officer, Electrical Sub-Division, TPWODL, Kantabanji.
3. DFM/ AFM/ JFM, Titilagarh Electrical Division, TPWODL, Titilagarh.
4. Superintending Engineer, Electrical Circle, TPWODL, Bolangir.
5. Chief Legal, Head Quarter Office, TPWODL, Burla.

"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."