

Delhi Electricity Regulatory Commission

Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi –110 017

F.11(583)/DERC/2010-11/C.F.No. 2530/5717

Petition No. 70/2010

In the matter of: Complaint under Section 142 of the Electricity Act, 2003.

AND

In the matter of :

Inderjeet Singh Ahuja
66-A/3, Pal Mohan Bhawan,
Flat No. 8, S/F,
New Rohtak Road,
New Delhi.

...Complainant

VERSUS

North Delhi Power Limited
Through its: MD
Grid Sub-Stn. Building,
Hudson Lines, Kingsway Camp,
Delhi.

....Respondent

Coram:

**Sh. P.D.Sudhakar, Chairperson, Sh. Shyam Wadhera, Member &
Sh. J.P. Singh, Member.**

Appearance:

1. Sh. K.L. Bhayana, Advisor NDPL;
2. Sh. O.P. Singh, Sr. Manager, NDPL;
3. Sh. Ajay Kalsi, Company Secretary, NDPL.

ORDER

Date of Hearing: 22.11.2011
(Date of Order: 11.01.2012)

1. The above Petitioner has filed this complaint/petition under section 142 of the Electricity Act, 2003 stating that demand raised by the Respondent for Rs. 61,346/- against booking of theft case may be quashed.

2. The brief matrix of the case is that the premise of the complainant was inspected on 05.02.2010 where the connected load was found 10.29 KW against the sanctioned load of 1 KW for domestic use.
3. 4 nos. of holes were found drilled on the back side of the meter box behind the four terminals following which a case of DAE under section 135 was framed by NDPL.
4. Respondent issued a show cause notice on 16.02.2010 along with the above assessed amount bill.
5. The Petitioner has stated that as the meter is on the ground floor and he resides on the 2nd floor of the building, therefore, the holes in the meter could not be drilled by him. The consumer has also claimed that no credit has been given to him for the bills paid by him in the last 12 months for which he is entitled.
6. The ground on which the Petitioner has filed the present complaint is that the Respondent has not followed the provisions of Regulation 52 and 53 & other related Regulations of supply code while booking the above case; therefore, the Respondent may be asked to withdraw the above case and sought penal action against the Respondent under section 142 of the Electricity Act, 2003.
7. However, Petitioner vide its letter dated 28.06.2010, Commissions diary no. 5384 dt. 07.07.2010 informed that the above dispute in between both the parties i.e. the Petitioner and Respondent has finally been settled through the legal cell of Tis Hazari Court and he has deposited the settled amount of Rs. 22,000/- vide DD No. 386034 of PNB dated 30th March, 2010. In support of his above submissions he has also enclosed the settlement sheet dated 18.03.2010 and requested the Commission to direct Respondent not to pursue the above matter further.
8. The above statement of the complainant has also been endorsed by the Respondent on Affidavit.
9. The above matter was listed for hearing before the Commission on 22.11.2011 which was attended by the above-mentioned officers of the Respondent whereas, non-one appeared on behalf of the Petitioner.

10. The Commission after hearing the submissions forwarded by the Respondent and after taking into consideration the request of the Complainant for withdrawal of the above Petition in pursuance of the settlement reached in between both parties through legal cell of Tis Hazari, decides that as no dispute remains unsettled in between both parties, therefore, the present complaint is disposed off as amicably settled and withdrawn.
11. Ordered accordingly.

Sd/-
(J. P. Singh)
MEMBER

Sd/-
(Shyam Wadhera)
MEMBER

Sd/-
(P. D. Sudhakar)
CHAIRPERSON