# Delhi Electricity Regulatory Commission

**Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017**

No. F. 11(636)/DERC/2010-11/2658/5340

**Petition No. 26/2010**

**In the matter of:** Petition under Section 142 of the Electricity Act, 2003

**In the matter of:**

N K Sharma
H No.396, SFS, Phase-IV
Ashok Vihar
Delhi – 110052

**…Petitioner**

**Versus**

M/s Tata Power Delhi Distribution Ltd.
Through its : MD
Grid Sub-Station Building
Hudson Lines, Kingsway Camp,
Delhi-110009

**…Respondent**

**Coram:**

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

**Appearance:**

1. Petitioner in person.
2. Shr K Datta, Counsel for the Respondent.
3. Sh. O P Singh, Sr. Manager, TPDDL
4. Sh. Shailender Singh, Sr. Manager, TPDDL.

**INTERIM ORDER**
(Date of Hearing: 03.01.2013)
(Date of Order: 14.01.2013)

The matter was listed for hearing on 03.01.2013 in the Commission for filing of reply by the respondent on the following issues:

i. The details of calculation made for determining energy consumption in past 12 months following LDHF formula envisaged in Schedule III.
ii. What was the basis of calculation of connected load of 7 KW.
iii. Whether the consumption pattern was taken into consideration while deciding theft.
iv. How and why speaking order was passed without mentioning the calculation of load.

2. However, Ld. Counsel for the respondent submitted that they have not received any order for submitting the reply on the aforesaid issues. The Counsel requested that he may kindly be provided with the queries raised by the Commission for submitting the reply.

4. During the course of arguments, the Petitioner submitted that the respondent has issued two bills in the month of May, 2010 and July 2010 wherein different sanctioned load has been mentioned which in itself indicates that he has been charged in a false DAE case.

5. On the above issue, it is observed that initially the respondent has issued final Assessment Bill for Rs.37361/- printed on 26.05.2010, the details of which shows a sanctioned load of 2KW & connected load of 7.48 KW; Energy Charges Rs.30681/-; fixed charges Rs.1440/- and misc. charges Rs.3706/- whereas misuse charges are shown as Rs. Nil. However, the bill raised subsequently which was printed on 17.07.2010 and appears to be paid by the complainant shows a sanctioned load of 5KW & connected load of 7.48 KW; Energy Charges Rs.30681/-; Fixed Charges Rs.1440/-; misuse charges Rs.3706/- and Tax Rs.1524/-. It is not understood how in the first bill sanctioned load changed from 2 KW to 5 KW in the second bill against the inspection/case booked on 26.04.2010.

6. In the second bill, it is not clear how the misuse charge for Rs.3706/- have been billed. If there was a mistake, then why was this not rectified at the time of collecting the amount from the consumer.

7. In view of the above narrations, the Commission acceded to the request of the Respondent and directed them to file reply on the following queries within two weeks.

i. The details of calculation made for determining energy consumption in past 12 months following LDHF formula envisaged in Schedule III.
ii. What was the basis of calculation of connected load of 7 KW.
iii. Whether the consumption pattern was taken into consideration while deciding theft (showing month-wise consumption of past 12 months).
iv. How and why speaking order was passed without mentioning the calculation of load specifically bifurcating winter load & summer load respectively.
v. How sanctioned load changed from 2 KW in the first bill to 5 KW in the second bill against the inspection/case booked on 26.04.2010.
vi. How the misuse charge for Rs.3706/- has been claimed. In case it was a mistake then why it was not rectified at the time of collecting the payment from the consumer/complainant.
vii. Whether it is a case booked under Section 126 or 135 of the Electricity Act, 2003.

8. The next date of hearing shall be intimated to the parties in due course.

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| Sd/- | Sd/- | Sd/- |
| (J. P. Singh) | (Shyam Wadhera) | (P. D. Sudhakar) |
| Member | Member | Chairperson |