

Delhi Electricity Regulatory Commission

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

Ref. F.11 (824)/DERC/2012-13/C.F.No. 3508/6348

RP No.04/2011

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

In the matter of :
Smt. Ram Sakhi
W/o Sh Mani Lal
Shop No.48, AD Block
Shalimar Bagh, Delhi.

...Complainant

VERSUS

M/s Tata Power Delhi Distribution Limited
Through its : **CEO**
Hudson Lines, Kingsway Camp
Delhi-110009

...Respondent

Appearance:

1. **Shri K Datta, Advocate for the TPDDL**
2. **Shri Manish Srivastava, Advocate for the TPDDL**
3. **Shri O P Singh, Sr. Manager, TPDDL**
4. **Shri Shailender Singh, Sr. Manager, TPDDL**

Coram:

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

ORDER

(Date of hearing: 21.02.2013)

(Date of Order: 08.03.2013)

1. The present petition has been filed by Smt. Ram Sakhi against Tata Power Delhi Distribution Limited under section 142 of the Electricity Act, 2003 for violation of Regulation 20 & 26 of DERC (Performance Standard-Metering and Billing) Regulation 2002.
2. The Commission vide its Order dated 16.05.2011 had found the Respondent responsible for violation of the procedure specified in the supply code as well as causing harassment to the consumer by framing of charges which were subsequently dropped after a considerable lapse of time and imposed a penalty of Rs.10,000/- and advised the Respondent to issue directions to its employees to strictly follow and adhere to the provisions of law and the regulations, while taking any such action against any consumer in future.

3. The Respondent had preferred appeal before the Hon'ble Appellate Tribunal for Electricity against the Order of the Commission dated 16.05.2011 wherein the ATE vide its Order dated 15.12.2011 in Appeal No.113 & 114 of 2011 set aside the above Impugned Order & remanded back the matter to the Commission to hear the parties concerned and pass an Order in the light of the ratio decided by the ATE in Appeal No.183 of 2010.
4. Accordingly, show-cause notice was issued to the Respondent on 12.06.2012 for violation of Regulation 20 (iii), 26 (ii) & 26 (iii) of the DERC (Performance Standards Metering and Billing) Regulation 2002.
5. However, the Respondent has filed a letter enclosing therewith an affidavit duly signed by the Sr. General Manager (BD & Regulatory), TPDDL, stating that the proceedings for theft of electricity initiated on the basis of the inspection carried out on 27.03.2008 against the complainant have been dropped and the case is closed and complainant was informed through letter dated 20/22.09.2008.
6. The Respondent has also filed a copy of letter dated 20/22.09.2008 duly signed by the Enforcement Assessment Cell, dropping the case of DAE against the Petitioner.
7. The above matter was posted in the Commission on 21.02.2013 for hearing which was attended by the above mentioned Counsels and officers of the Respondent. However, no one appeared on behalf of the complainant. It appears that the complainant is no more interested to continue with the above as the dispute between both the parties have been resolved.
8. In view of the facts stated above, the Commission decided to dispose-off the above petition considered as amicably settled.
9. Ordered accordingly.

Sd/-
(J.P. Singh)
MEMBER

Sd/-
(Shyam Wadhera)
MEMBER

Sd/-
(P.D. Sudhakar)
CHAIRPERSON