

**Bhopal, dated: 11<sup>th</sup> August, 2006**

No.2012–MPERC–2006. In exercise of the powers conferred by Section 43(1) read with Section 181(2)(t), Section 44, Section 46 read with Section 181(1), Section 47(1) read with Section 181(1), Section 47(1), read with Section 181(w), Section 47(2,3 and 5), Section 48 (b), Section 50 read with Section 181(2)(x) and Section 56 of the Electricity Act 2003 (No. 36 of 2003), Section 9(j) of Madhya Pradesh Vidyut Sudhar Adhiniyam, 2000 (No. 4 of 2001), the Madhya Pradesh Electricity Regulatory Commission hereby makes the following amendment in the Madhya Pradesh Electricity Supply Code, 2004 notified vide No. 861/MPERC/04 dated 27<sup>th</sup> March, 2004.

**NINTH AMENDMENT TO MADHYA PRADESH ELECTRICITY SUPPLY CODE,  
2004**

**1. Short Title and Commencement**

- (i) This Code may be called the “**Madhya Pradesh Electricity Supply Code, 2004 (Ninth Amendment) (AG-1(ix) of 2006)**”.
- (ii) This Code shall come into force with effect from the date of its publication in the official gazette.
- (iii) This Code shall extend to the entire State of Madhya Pradesh.

**2. Amendment to Chapter 4:**

In the **Madhya Pradesh Electricity Supply Code, 2004** for the **Clause 4.17**, following Clause shall be substituted, namely:

“ 4.17 If the consumer, in respect of an earlier agreement executed in his name or in the name of a firm or company with which he was associated either as a Partner, director or Managing Director or as occupier and or owner of the premises, has any arrears of electricity dues or other dues on the premises where the new connection is applied for and such dues are payable to the licensee, the requisition for supply may not be entertained by the Licensee until the dues are paid in full. However, release of new connections shall not be refused by the Distribution Licensee in following cases:

- i) If the lease deed is cancelled by the State Govt. on account of any reason and allocated to a new party/ consumer, then the new party/ consumer shall not be required to pay the energy dues of erstwhile consumer.
- ii) If the property is attached and sold by the Income Tax Department/Commercial Tax Department or such other Govt. Departments for recovery of their dues, then the new purchaser shall not be required to pay the energy dues of erstwhile consumer.

- iii) If the Financial Institutions created under the State Act/Central Act attach and sale property for recovery of their dues, then the purchaser shall not be required to pay the energy dues of erstwhile consumer.
- iv) On vacation of Govt. Quarter/Flat on transfer of an employee leaving arrears of energy charges, new occupant shall not be required to pay the energy dues of erstwhile consumer.
- v) If there is a specific order from a Court for non-recovery of arrears outstanding on the premises.”

By the order of the Commission

Ashok Sharma, Deputy Secretary