

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Sub: In the matter of petition under regulation 46 of mperc (conduct of business) regulations, 2004 seeking appropriate directions to the non applicant for raising the bills as per applicable tariff provision for year 2021-22 and to grant the refund/adjustment of excess amount recovered in violation of tariff order of hon'ble commission. read with clause 1.19 (c), 1.25 and 1.29 of general terms and conditions of high tension (ht) tariff for year 2021-22. (P.No 68/2022)

Daily Order

(Hearing through Video Conferencing)

Date of Motion Hearing: 11/10/2022

Date of Order: 14/10/2022

M/s. Jay Kay Cem (Central) Ltd. : Petitioner

Versus

M.P. Poorva Kshetra Vidyut Vitran Co. Ltd., (East Discom) : Respondent

Shri Anil Badgotri, OIC appeared on behalf of the Petitioner.

2. The subject petition is filed by petitioner in pursuant to order dated 28.07.22 of ECGRF, Jabalpur whereby the Forum has suggested the petitioner to approach the Commission for clarification/interpretation on the issues involved in the case and further to get the matter decided accordingly at their end. The petitioner has made following prayer in the petition:-
 - i. *That, the action of respondents be set aside and the respondent may kindly be directed to revise the bills and refund the excess amount recovered in the bills of May 2021 to October 2021 in violation of Tariff Order provision made by Hon'ble MPERC.*
 - ii. *That, the respondent may kindly be directed to pay interest at Bank Rate as per Section 62 (5) of Electricity Act on the excess amount recovered in violation of applicable Tariff Order provisions of Hon'ble MPERC.*

iii. *That, in the alternate respondent may kindly be directed to grant adjustment of excess amount against the subsequent monthly bills of the petitioner”.*

3. At the motion hearing held on 11.10.2022, Representative of the Petitioner submitted that senior Counsel is unable to attend hearing due to health reasons and asked adjournment. After due consideration case is adjourned. However, it is made clear to the Petitioner that this is last opportunity given to him and no further adjournment would be granted thereafter. The case is listed for hearing on 09.11.2022.

(Gopal Srivastava)
Member (Law)

(Mukul Dhariwal)
Member

(S. P. S. Parihar)
Chairman