

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Sub: In the matter of the violation of MP Vidyut Sudhar Adhiniyam 2000, Electricity Act, 2003, MP Vidyut Sudhar 1st transfer scheme – gazette notification dated 13.06.2005 and gazette notification MPERC (Terms and Conditions for Allowing Pension and Terminal Benefits Liabilities of personnel of the Board and Successor Entities) Regulations, 2012 notified on 13.04.2012 by respondent and seeking necessary order from MPERC against the default in timely payment of pension and D.A. to electricity pensioner by electricity companies in violation of decision of MPERC passed in petition no.13 of 2018. **(P. No. 90/2022).**

Daily Order

(Hearing through Video Conferencing)

Date of hearing: 07/02/ 2023

Date of order: 08/02/2023

Electricity Pensioners Hit Rakshak Sangh

: Petitioner

V/s

1. The Chief Secretary,MP Govt.
2. The Principal Secretary, (Finance), MP Govt.
3. The Principal Secretary, (Energy), MP Govt.
4. M.P. Power Management Co. Ltd,
5. M.P. Power Transmission Co. Ltd. .
6. M.P. Power Generating Co. Ltd.
7. M.P. Poorv KshetraVidyutVitran Co. Ltd., (East Discom)
8. M.P. Madhya Kshetra Vidyut Vitran Co. Ltd, (Central Discom)
9. M.P. Paschim KshetraVidyutVitran Co. Ltd, (West Discom)

: Respondents

Shri Ashok Kumar Gupta, appeared on behalf of the Petitioner.

2. The subject petition is filed to seek an appropriate order from the Commission against the default in timely payment of pension and dearness allowance to Electricity Pensioners' and non-compliance of provisions of Act /Regulations/order viz. i)the MP Vidyut Sudhar Adhiniyam 2000, ii) the Electricity Act, 2003,iii) MP Vidyut Sudhar 1st transfer scheme dated 13.06.2005 , iv) MPERC (Terms and Conditions for Allowing

Pension and Terminal Benefits Liabilities of Personnel of the Board and Successor Entities) Regulations, 2012 and, v) directives issued by the Commission vide order dated 11.05.21 in Petition No. 13/2018. The petitioner has made following prayer :-

- a. *Admit the petition and take necessary action under Section 142 and 146 of the Electricity Act, 2003 against respondent Electricity companies for default in payment and pension, D.A. and other terminal benefits to pensioners.*
- b. *Issue necessary orders to electricity companies and MP Govt. to pay difference of D.A. paid actually to the pensioners as per their service terms & conditions with MPSEB earstwhile MPEB.*
- c. *Issue necessary order to MP Govt. to make permanent arrangement for the payment of pension, DA at the rate of, and as & when declared by Central Govt., to its employees (without waiting for state govt. order as before) & other terminal benefits in timely manner for govt. fund.*

3. At the motion hearing held on 07/02/23 , the Commission heard the petitioner and reserved the case for order on admissibility.

(P.K. Chaturvedi)
Member (Tech.)

(Gopal Srivastava)
Member (Law)

(S.P.S. Parihar)
Chairman