

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Sub : In the matter of review of Clause 4.17 of the M.P. Electricity Supply Code, 2004 as amended.

Petition No. 18/2009

ORDER

(Date of Order : 13th September, 2010)

M.P.Electricity Consumers Society,
C/o AIMO (M.P.State Board)
Industrial Estate Pologround
Indore - 452015

- Petitioner

V/s

M. P. Paschim Kshetra Vidyut Vitaran Co. Ltd.,
GPH Compound, Pologround, Indore.

- Respondent

The petition is in the matter of review of Clause 4.17 of the M.P. Electricity Supply Code, 2004 as amended.

2. During the last hearing on 23.06.2009, the Petitioner had made a submission that Clause 4.17 of the Electricity Supply Code needs to be re-drafted in accordance with the judgment issued by the Hon'ble High Court Bench at Indore in Writ Petition No. 7365/2008. The Respondent had mentioned that they had appealed against the Order before the two Member Bench of Hon'ble High Court. The Respondent also mentioned that in a similar matter they have filed an SLP in Hon'ble Supreme Court.

3. After hearing the Petitioner and the Respondent, the Commission had directed to keep the case pending till disposal of the petitions filed by the Respondent in the Hon'ble High Court and Hon'ble Supreme Court of India. The Commission had further directed the Respondent to keep the Commission and the Petitioner informed about the developments in the matter from time to time.

4. No developments have so far been reported by the parties to the Commission. The Commission has, therefore, decided that since more than a year has elapsed, it would be appropriate that the above matter be dealt with after receipt of the Courts' decisions. The Commission allows leave to both Petitioner and Respondent that they may approach the Commission after receipt of aforesaid decision for further action, if any, in the matter.

5. In view of the above, the petition No. 18/2009 stands disposed off.

(C.S.Sharma)
Member (Eco.)

(K.K.Garg)
Member (Engg.)