



Madhya Pradesh Electricity Regulatory Commission

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Petition No. 83/2005

SUB: IN THE MATTER OF NON-COMPLIANCE OF THE ORDER DATED 23/04/2003 OF THE HON'BLE COMMISSION AND REVIEW OF ITS EARLIER ORDER UNDER SECTION 94(1)(F) OF THE IE ACT 2003.

Alok Paper Industries F-7, Industrial Estate, Pologround, Indore - 452003.	-	Petitioner
V/s M.P. Paschim Kshetra Vidyut Vitaran Co. Ltd., Indore.	-	Respondent

ORDER (Passed on this day 30th August, 2005)

Shri Ajay Porwal, Electrical Consultant and Shri Ashish Garg, Director, Alok Paper Industries appear on behalf of the Petitioner.

None appears for the Board.

The petition is in the matter of non-compliance of order dated 23/04/2003 of the Commission and review of its earlier order U/s. 94(1)(f) of IE Act 2003.

2. The petitioner states that the case was of defective meter/ wiring and not of alleged theft. Commission vide its order dated 23/04/2003 in Petition No. 213/02 had directed the respondent Board and its regional consumer dispute settlement committee to expedite the matter related to FIR in this case so that the allegation is conclusively proved. Petitioner submits that Board has not followed any of the directions of the Commission.

3. It is further stated by the petitioner that subsequently petitioner sold the property to M/s. Chandan Garments but the respondent did not release power connection to them without the payment of alleged outstanding dues on the premises. Now the purchaser, M/s. Chandan Garments is pressurizing the petitioner to compensate the amount paid by it to the respondent. Therefore, the petitioner submits to the Commission to revise the billing considering this case as a case of defective meter instead of case of theft, not recording on one phase during the period for 04/04/2000 to 06/11/2000 and refund the excess amount from this petitioner by cheque as the petitioner has closed his industry.

4. During the course of hearing today the petitioner states that he had approached to the Hon'ble High Court and Dues Settlement Committee and finally the Commission. Petitioner also states that the dues settlement committee has deliberately overlooked the issues raised by the petitioner.

5. Commission heard the petitioner. Considering the facts and circumstances of the case the Commission directs the petitioner that if the Dues Settlement Committee is not complying with the orders of the High Court, the petitioners should approach to the High Court itself, not to the Commission. Commission cannot admit this petition as this case relates neither to the Electricity Act nor the Vidyut Sudhar Adhiniyam. With the direction aforesaid, the Commission decides to close the case.

Ordered accordingly.

(R.Natarajan)
Member (Econ.)

(D.Roybardhan)
Member (Engg.)

(P.K.Mehrotra)
Chairman

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