

Office of Electricity Ombudsman

(A Statutory Body of Govt. of NCT of Delhi under the Electricity Act, 2003)
B-53, Paschimi Marg, Vasant Vihar, New Delhi – 110 057
(Phone No.: 32506011, Fax No.26141205)

Appeal No. F. ELECT/Ombudsman/2007/218

Appeal against Order dated 17.10.2007 passed by CGRF–NDPL in CG.No. 1456/09/07/NRL (K.No. 43105095710).

In the matter of:

Shri Kishore Kumar Gupta - Appellant

Versus

M/s North Delhi Power Ltd. - Respondent

Present:-

Appellant Shri Ranjeet Gupta son of the Appellant attended

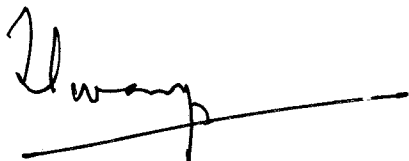
Respondent Shri S.S. Antil, Commercial Manager
Shri Rajbeer Singh Serwa, Section Officer and
Shri Vivek, Assistant Manager (Legal) attended on behalf of NDPL

Dates of Hearing : 04.02.2008

Date of Order : 19.02.2008

ORDER NO. OMBUDSMAN/2008/218

1. The Appellant Shri Kishore Kumar Gupta, has filed this appeal against the order of the CGRF-NDPL dated 17.10.2007, stating that the CGRF has not considered the fact that the average consumption of 866 units per month from 19.04.2006 to 09.11.2006, was more than double the average consumption of 355 units per month for the period 15.02.2007.to 23.08.2007. The CGRF has passed its order on the basis of the meter test report and the sanctioned load.
2. The background of the case is as under:
 - a) The Appellant has an electric connection K. No. 43105095710 with a 4 KW sanctioned load for commercial use at his premises B-2334, DSIDC, Industrial Area, Narela, Delhi. This connection exists since



03.01.2006 and the Appellant had no dispute upto 19.04.2006 about the meter reading of 488 units.

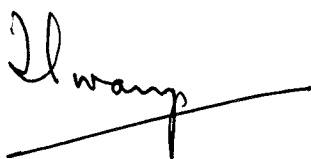
- b) The bill for the period 19.04.2006 to 05.07.2006 was raised by the Respondent for 2907 units. The Respondent cancelled/withdrew the bill by considering the readings as wrong. Thereafter another bill was issued in August 2006 for a consumption of 1 unit only.
- c) The next bill was issued on 09.11.2006 for 6062 units with the reading of 6552 for the period 19.04.2006 to 09.11.2006. The Appellant disputed this bill, due to the high consumption indicated in the bill.
- d) The meter was tested on 10.01.2007 and was found to be 0.6% fast. The consumption recorded by the same meter in subsequent months has not been disputed. The CGRF, in its order dated 17.10.2007, has observed that the demand for 6062 units raised in the billing month of December 2006 covers the period of more than 7.5 months. The connection is sanctioned for the non-domestic category for a sanctioned load of 4 KW. The recorded consumption for the disputed period is as such commensurate with the sanctioned load. The Forum accordingly decided that the demand raised is in order and payable by the consumer. The LPSC of Rs.4,137/- as reflected in the K. No. summary up to 23.08.2007, was waived off, and the Appellant was allowed to clear the outstanding dues in three equal monthly installments.

Not satisfied with the order of the CGRF, the Appellant has filed this appeal.

- 3. After scrutiny of the appeal, the records of the CGRF and the reply/comments submitted by the parties the case was fixed for hearing on 04.02.2008.

On 04.02.2008, the Appellant Shri Kishore Kumar Gupta's son was present in person. On behalf of the Respondent Shri S. S. Antil, Commercial Manager, Shri Rajbeer Singh Serwa, Section Officer billing and Shri Vivek Assistant Manager (Legal) were present.


- 4. Both parties were heard. The statement of account of K. No. 43105095710 was taken on record. The Respondent admits that the reading of 3395 in July 2006 was wrong and a revised bill for the period 19.04.2006 to 09.11.2006 was issued. However, the basis for considering the reading of



3395 units as wrong could not be explained. The meter on testing was found to be 0.6% fast, which is within the permissible limits. The same meter is still in use and no dispute has been raised thereafter. The consumption of 6067 units for the disputed period 19.04.2006 to 09.11.2006 has been recorded by the same meter. It can thus be concluded that the consumption recorded by the meter during the disputed period appears to be so, because of its actual use / commercial activity in the godown of the Appellant. **There do not appear to be sufficient grounds for interfering with the orders of the CGRF.**

The appeal is therefore dismissed.

19th February 2008.


(SUMAN SWARUP)
OMBUDSMAN