

THE STATE ELECTRICITY OMBUDSMAN

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**Appeal Petition No. P/065/2023
(Present A. Chandrakumaran Nair)
Dated: February-28-2024**

Appellant : Sri. Adarsh D.S., Manager,
P.T.M. Group of Institution,
Maruthoorkonam, Kuttukal P.O.,
Thiruvananthapuram (Dist.)- 695501.

Respondent : The Assistant Executive Engineer,
Electrical Sub Division,
KSE Board Limited, Balaramapuram,
Thiruvananthapuram(Dist.).

ORDER

Background of the case

The petitioner Sri. Adarsh is the manager of PTM Group of Institutions, Maruthoorkonam, Thiruvananthapuram. This institution is a consumer of the licensee (KSEBL) under the electrical section, Kottukal under tariff LT 7A with connected load 5.955 kW. They have availed connection under tariff LT V for agricultural purpose during the year 2010. On 04/12/2010 an inspection was carried out by the electrical section in the premises of PTM Group of Institutions and found that the motor connected to the LT V connection was not using for agricultural purpose, but used for the requirement of educational institutions and its hostel in the same compound. They were already having a LT 6A connection and LT 7A connections for aided institution and self financed institution respectively. Then a provisional assessment was issued for an amount of Rs. 44,149/- in 7A tariff. Subsequently the supply was disconnected, due to non payment of assessed amount. Consumer approached Hon'ble High Court of Kerala and Hon'ble High Court has directed to restore the power supply in the event of depositing an amount of Rs. 10,000/- by the petitioner and accordingly power supply was restored.

Then the Hon'ble High Court of Kerala issued order on 09/11/2022 stating that the petitioner is free to approach the CGRF with appropriate petition.

As per the Hon'ble High Court direction the licensee had conducted hearing on 14/02/2023 and final order issued dated 27/07/2023 for Rs. 72,574/-. The appellant approached the CGRF and CGRF issued order stating that the appellant is liable to pay the assessed amount. Aggrieved by the decision of the order dated 21/11/2023 of CGRF, the appellant filed this appeal petition to this authority.

Settlement of the case

The appellant has submitted a letter ref. No.20/PTM MGT/2024 dated 09/02/2024 stating that the amount payable by the appellant as assessed by the licensee has been paid in the Kottukal Electrical Section of the licensee in connection with the one time settlement programme. The copy of the receipt also has been forwarded. The appellant also requested to withdraw appeal petition.

The respondent, AEE, Balaramapuram has attended the hearing conducted on 16/02/2024 at KSEBL, IB, Paruthippara, Thiruvananthapuram and confirmed that the payment has been received and the case is thus settled.

Decision

1. As the disputed amount has been paid by the appellant and the case has been settled, the appeal petition is dismissed and disposed.
2. No order on cost.

ELECTRICITY OMBUDSMAN

No. P/065/2023/ dated: 29/02/2024.

Delivered to:

1. Sri.Adarsh D.S., Manager, P.T.M. Group of Institution, Maruthoorkonam, Kuttukal P.O., Thiruvananthapuram (Dist.)- 695501.
2. The Assistant Executive Engineer, Electrical Sub Division, KSE Board Limited, Balaramapuram, Thiruvananthapuram(Dist.).

Copy to:

1. The Secretary, Kerala State Electricity Regulatory Commission, KPFC Bhavanam, Vellayambalam, Thiruvananthapuram-10.
2. The Secretary, KSE Board Limited, Vydhyuthibhavanam, Pattom, Thiruvananthapuram-4.
3. The Chairperson, Consumer Grievance Redressal Forum, Vydhyuthi Bhavanam, KSE Board Ltd, Kottarakkara - 691 506.