



## KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated under the Companies Act, 1956)

Reg. Office: Vidyuthi Bhavanam, Pattom, Thiruvananthapuram – 695 004, Kerala

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### Abstract

M/s. Chidambaram Tea Estate (LCN 16/1607) – Charging of meter fault penalty – Revision of bills – Sanctioned – Orders issued.

### CORPORATE OFFICE (SPECIAL OFFICER (REVENUE))

B.O.(FTD) No.365/2020 (SOR/HTB 16/1607/Chidambaram/2019-20).

Dated, Thiruvananthapuram, 30.05.2020.

- Read:-
- (1) Request from the consumer dated 29.01.2020 for participation in the Vidyuthi Adalath 2020 No.15/5612/17-01-2020.
  - (2) Letter No.ECT/AEEII/HT/Chidambaram Tea Estate/2020-21 dated 29.04.2020 of the Deputy Chief Engineer, Electrical Circle, Thodupuzha.
  - (3) Note No. SOR/HTB 16/1607/Chidambaram/2019-20 dated 14.05.2020 of the Special Officer (Revenue) to the Chairman & Managing Director, KSEBL.
  - (4) Note No. SOR/HTB 16/1607/Chidambaram/2019-20 dated 19.05.2020 of the Special Officer (Revenue) submitted to the Full Time Directors (Agenda Item 45/5/20)

### ORDER

M/s. Chidambaram Tea Estate, Consumer Code 16/1607 is an HT consumer under the jurisdiction of Deputy Chief Engineer, Electrical Circle, Thodupuzha. The consumer was disconnected due to non-payment of current charge arrears. The total arrear outstanding against the consumer as on 13.05.2020 was amounting to ₹ 18,07,558/- (Rupees Eighteen Lakh Seven Thousand Five Hundred and Fifty Eight only). The Security Deposit available at credit of the consumer is ₹ 4,60,749/-. On 24.06.2019, the Deputy Chief Engineer, Electrical Circle, Thodupuzha was directed to issue dismantle notice to this consumer as per the Regulation 139(6) of Kerala State Electricity Supply Code 2014. Aggrieved by the action taken by KSEBL in dismantling the service connection the consumer approached the Hon'ble High Court of Kerala and filed a WP (C) No.23258/2019. In the WP (C) the consumer asserted that they are willing to pay the entire defaulted arrear in few instalments.

The Hon'ble High Court of Kerala in its order dated 27.08.2019 in (WP (C) No.23258/2019) directed the consumer to pay the entire outstanding arrear along with the applicable charges in 8 installments starting from 10.09.2019 and directed KSEBL to reconnect the service connection on the remittance of the 1<sup>st</sup> instalment. Since the consumer remitted the 1<sup>st</sup> instalment as per schedule, the service connection was reconnected on 02.11.2019. But after remitting the 2<sup>nd</sup> instalment the consumer defaulted the remittance as per the schedule given. Therefore, the consumer was again disconnected on 16.01.2020.

Since the ToD meter of this consumer was faulty from 08/2017 onwards, meter faulty penalty for ₹ 2,29,811/- was imposed to the consumer for

non-replacement of ToD meter as per Part II.B, 4(d) General Condition of HT/EHT consumers. After reconnection on 02.11.2019, average bills were issued to the consumer as per the Regulation 125 of Kerala Electricity Supply Code 2014, since the faulty ToD meter was not replaced.

Now, the consumer as per paper read (1) above presented their grievance before the Vidyuthi Adalath 2020, for waiving the meter faulty penalty of ₹ 2,29,811.07 (76,603.69 x 3) claiming that the meter was running correctly and only the timer was faulty and to revise the current charge bills of 12/2019 and 01/2020 issued to them, wherein they claimed that they had not used a single unit of electricity.

The Deputy Chief Engineer, Electrical Circle, Thodupuzha as per letter read (2) above has reported that since the RTC drifted beyond the permissible limit, the energy meter of M/s. Chidambaram Tea Estate was declared as faulty on 22.08.2017 by the TMR, Pallom. Since then the consumer has been billed for average consumption and penalty imposed for non-replacement of faulty meter in 3 consecutive bills is in order and the same cannot be waived. As per the downloaded data received from the TMR, Pallom and available load survey, there was an average energy consumption of 50 units/day recorded in the energy meter and hence the energy consumption shall be taken as 50 units/day. It was recommended that since the RTC is drifted, the entire consumption may be billed in Zone-II, peak where the rates are maximum

The matter was placed before the Full Time Directors as per Note read (4) above. Having considered the matter in detail, the Full Time Directors in the meeting held on 22.05.2020 resolved to accord sanction –

- 1) To inform the consumer that since the meter faulty penalty was charged as per rules in force, and the same cannot be waived
- 2) To revise the bill issued on 12/2019 and 01/2020 on the basis of average energy consumption shall be taken as 50 units/day.

Orders are issued accordingly.

By Order of the Full Time Directors,

Sd/-

LEKHA .G,

COMPANY SECRETARY (IN-CHARGE).


To

M/s. Chidambaram Tea Estate (LCN 16/1607)

Copy to:-

1. The Financial Adviser/The Chief Internal Auditor.
2. The Deputy Chief Engineer, Electrical Circle, Thodupuzha.
3. The TA to Chairman & Managing Director/Director (Distn., IT&HRM/ Director (Trans. System Operation, Corporate Planning, Safety & REES)/ Director (Generation Civil)/Director (Generation-(Electrical) &SCM).
4. The PA to Director (Finance)/Senior CA to Secretary (Administration).
5. The Special Officer (Revenue).
6. The Company Secretary-in charge.
7. Library/Stock file.

Forwarded / By Order

  
Senior Superintendent.