

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

Petition No. 17 of 2018 (Suo-Motu)

Date of hearing: 25.09.2019

Date of Order: 30.09.2019

In the matter of : Regarding Excess Charges for Consumption of Energy Supply/ Cost of Meter and Security etc. from the residents of OMAXE Township situated at New Chandigarh (Distt. SAS Nagar Mohali) by Omaxe Chandigarh Extension Developers Private Limited.

And

In the matter of: 1. Punjab State Power Corporation Limited, The Mall, Patiala through its Chairman-cum-Managing Director.
2. Omaxe Chandigarh Extension Developers Pvt. Ltd. Corporate Office, 10 LSC, Kalkaji, New Delhi. – 110 019

Present: Ms. Kusumjit Sidhu, Chairperson
Sh. S.S. Sarna, Member
Ms. Anjuli Chandra, Member

For PSPCL: Sh. Sandeep Kumar, CE/Border PSPCL, ASR
Sh. Sanjeev, Chief Engineer (North) Jalandhar
Sh. Jimmy , Dy. CE/ DS Circle
Sh. R.S. Saini, Dy. CE
Ms. Harsharan Kaur Trehan, Dy. CE/Regulation
Sh. R.S Tung, DY. CE/East Ludhiana
Sh. Mandeep Singh, Dy.CE, East Ludhiana
Sh. VPS Kailay, SE/TR-2
Sh. Mukesh Kumar, ASE/TR-5
Sh. G.S Sandhu, ASE, Mohali
Sh. Gagandeep Singh, ASE
Sh. Rajiv Kapur, ASE/Commercial
Sh. Nishant Bansal, AE, Mullanpur

For Omaxe: Sh. Aman Pal, Advocate
Sh. Mayur Karkra, Advocate
Sh. Varun Ghai, Authorized Representative for Omaxe

ORDER

The petition was taken up for hearing. Sh. Karan S. Gill Advocate filed an IA under Order 1 Rule 10 readwith section 151 of CPC for impleading “The Omaxe Residents Welfare Association, New Chandigarh” as a necessary party. It has been submitted that inaction and violation of the Orders/directions of Commission, by Omaxe Chandigarh Extension Developers

(P) Limited which directly affects the rights and interests of the Applicant Society and therefore it may be impleaded as a necessary party to the petition. The application is allowed in the interest of justice under Regulation 13 (7) of PSERC (Conduct of Business) Regulations, 2005. The same be numbered and registered as per the rules in this regard.

The Commission vide Order dated 10.07.2019 directed PSPCL to file the status of the A & A forms signed by the individual consumers in the colonies where the Franchise Agreements have been executed between PSPCL and the Developers. PSPCL has filed its reply but in most of the cases the A & A forms have yet to be signed. PSPCL is directed to ensure the completion of signing of the A & A forms as early as possible on a priority basis. In case there is any reluctance on the part of the consumers to sign the A & A forms PSPCL may take action in this regard as per the Law.

The representative as well as advocates on behalf of Omaxe Chandigarh Extension Developers Pvt. Ltd., Respondent No. 2, have appeared and filed the reply. The Respondent No. 2 appeared when the other parties to the petition had already been heard. Even on earlier occasions the Respondent No. 2 either remained absent or was late in attending the proceedings, resulting in delay. A copy of the sample bill being issued by Respondent No. 2 was submitted for perusal of the Commission. The said bill contains the other expenses of the society which are not permissible to be added in the Electricity Bills to be issued to the consumers. The Respondent No. 2 is directed to ensure that Electricity Bills are issued to the residents as per the bill formats approved by the Commission and as per the Tariff Order for the relevant year. No other charges like maintenance charges etc shall be included in the Electricity Bills issued to the consumers by the Developers. The Respondent No. 2 shall also file its specific reply on the issue of refund of amount recovered for dual meters as well as signing of the A & A forms by residents within two weeks with a copy to PSPCL (through hard copy & soft copy). The Respondent No. 2 is given the last opportunity to file its reply failing which the Commission may be constrained to impose heavy penalty for delaying the expeditious disposal of the petition.

The petition shall be taken up for hearing on 11.12.2019 at 11.00 AM.

Sd/-
(Anjali Chandra)
Member

Chandigarh
Dated:30.09.2019

Sd/-
(S.S. Sarna)
Member

Sd/-
(Kusumjit Sidhu)
Chairperson