

## **HARYANA ELECTRICITY REGULATORY COMMISSION**

**SCO - 180, SECTOR - 5, PANCHKULA - 134 109 HARYANA**

**CASE No. : HERC/RA – 6 of 2005**

**Date of Hearing : 9.3.2006**

**Date of Order : April 26, 2006**

### **IN THE MATTER OF :**

Review Petition under clause 78 (2) (c) of Chapter VI of HERC (Conduct of Business) Regulations, 2004 seeking review of the order-dated 9.11.2005 in respect of Annual Revenue Report of Distribution and Retail Supply Business of UHBVNL for FY 2005-06

<b>PRESENT:</b>	<b>1. Lt. Col. (Retd.) Raghbir Singh, Chairman, HERC 2. Shri T.R. Dhaka, Member, HERC 3. Shri T.S. Tewatia, Member, HERC</b>
On behalf of UHBVNL	1. Sh. Sudhir Rajpal, MD, UHBVNL 2. Sh. V.B.S. Chauhan, Director (OP), UHBVNL 3. Sh. Deepak Chopra, SE/RA, UHBVNL
On behalf of CRPF, Group Kendra, Pinjore	1. Sh. B.P. Singh, Second-in-Command, GC, CRPF 2. Sh. Y.K. Tomer, AE(E), CPWD, Pinjore

### **ORDER**

1. The Commission issued its order on Annual Revenue Report of UHBVNL for Distribution and Retail Supply Business for FY 2005-06 on 9.11.2005. In the said order, the Commission directed the licensee to provide individual connection to the domestic consumers of the CRPF, Group Kendra, Pinjore subject to fulfillment of other eligibility conditions. This direction was included at Sr. No. 1 of “Annexure – 3 – List of New Directives” of the order.
2. UHBVNL filed its Review Petition under clause no. 78 (2) (c) of Chapter VI of the HERC (Conduct of Business) Regulations, 2004 seeking review and/or modification of the order-dated 9.11.2005 passed by the Commission. In its Review Petition the licensee sought the review of the above-mentioned Directive No. 1 of Annexure-3 (List of New Directives). No other issue was included in the Review Petition by the UHBVNL.
3. In its Review Petition UHBVNL has mentioned that the Commission directed the licensee to provide individual connections to the domestic consumers of the CRPF, Group Kendra, Pinjore subject to fulfillment of other eligibility conditions in line with the similar directions issued for

allowing individual connections to the domestic consumers in its order dated 22.5.2001 (Case No. HERC/PRO-4 of 2001) on the ground that every consumer has a right to have individual domestic connection for his residential premises. The petitioner submitted that –

- a) The electric connection to Additional DIG, CRPF, Pinjore was released on 25.9.1992 as bulk supply connection at the sanctioned load of 495.080 KW. The connection was released at a single point on 11 KV and thereafter CRPF is distributing the supply to their residential accommodations through their own arrangement. The CRPF is a Para military force of MES type organization and bulk supply tariff as per HERC order is applicable.
  - b) The LT network has been laid by the CRPF to feed their domestic and other loads. The present network may not be sufficient to take the load of all the domestic consumers in the campus of CRPF. Massive investment will have to be made to strengthen the LD system beside providing number of distribution transformers. Due to security reasons, it will be difficult to have free access to the individual premises for taking meter reading, routine checking and maintenance of LD system.
  - c) The network inside the CRPF complex already stands laid by CRPF. Additional issues such as the costing of the network to be taken over by UHBVNL or laying new network may arise and which may drag the matter into an interminable dispute.
4. On the basis of above issues raised by the UHBVNL in its Review Petition, the Commission asked for necessary clarification/supporting data on some of the issues vide its office Memo No. 3015/HERC dated 6.1.2006.
  5. UHBVNL filed its reply vide its office Memo No. Ch-89/SE/RA/N/F-25/Vol.IX dated 20.1.2006 and clarified its position about the electric connection issued to CRPF, Pinjore.
  6. The Commission decided to hold the hearing on 9.3.2006 at 11.00 A.M. in the Conference Hall of HERC in regard to this Review Petition (filed by UHBVNL). The notice was issued to UHBVNL for the hearing vide Notice No. HERC/RA-6 of 2005/3228 dated 17.2.2006. A notice was also sent to Sh. Ranjit Singh, Senior Additional Director General of Police, Group Kendra, CRPF, Pinjore vide Notice No. HERC/RA-6 of 2005/3229 dated 17.2.2006 to submit their written comments to the Commission, if any, on the said Review Petition filed by UHBVNL.
  7. The Commission held the hearing on 9.3.2006, as per schedule. During the public hearing a letter No. I-7-1/2005-06-GK Bhawan dated 9.3.2006, issued by Sh. Ranjit Singh, Additional Director General of Police, Group Kendra, CRPF, Pinjore, was submitted by the Representative of CRPF, Group Kendra, Pinjore. According to the CRPF, they were not agreeable to allow individual meters to the domestic consumers of Group Kendra due to security and administrative reasons. The frequent entry of UHBVNL employees cannot be permitted in the Group Kendra due to security

reasons. It was also mentioned that there are frequent transfers of the employees residing in the residential complex of Group Kendra with consequent change(s) in the allotment of quarters. As such, it is not possible for the CRPF, Group Kendra, Pinjore to permit independent connection to each of the premises in their residential area and resultantly an independent meter as per the Commission's order dated 9.11.2005. Instead of independent meters at each of the residential premises of the Group Kendra, the CRPF requested for installing two main electricity meters in their complex; one for residential areas and the other for non-residential buildings and common services.

8. Keeping in view the submission made by the representative of CRPF, Group Kendra, Pinjore it is clear that the domestic residents of CRPF, Group Kendra have not applied for individual domestic connection to UHBVNL. They are also not prepared to comply with other eligibility conditions like free access to UHBVNL employees in their residential complex. So, the UHBVNL is not required to provide individual connection to the CRPF, Group Kendra, Pinjore if the applicants do not fulfill all the eligibility conditions. Clearly, the compliance of Commission's directive was linked with pre-conditions of eligibility.
9. The Commission, therefore, orders as follows:
  - a) The Commission accepts the Review Petition of UHBVNL to the limited extent of its inability to comply with the Direction no. 1 given in Annexure-3 : List of New Directives given in the order dated 9.11.2005 because the domestic residents of CRPF, Group Kendra, Pinjore have not applied for individual domestic connections from UHBVNL and they are not prepared to fulfill other eligibility conditions.
  - b) However, the Commission shall like to make it amply clear that a person residing in a complex has the right to demand supply of electricity directly from the distribution licensee of the area subject to fulfillment of other eligibility conditions.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 26<sup>th</sup> April 2006.

Date: 26.4.2006

Place: Panchkula

**(T.S. Tewatia)**  
**(Member)**

**(T.R. Dhaka)**  
**(Member)**

**(Lt. Col (Retd.) Raghbir Singh)**  
**(Chairman)**