

BEFORE THE ELECTRICITY OMBUDSMAN, JHARKHAND
4th floor, Bhagirathi Complex, Karamtoli Road, Ranchi – 834001

Appeal No. EOJ/03/2012

Dated- 03rd August' 2012

Jharkhand State Electricity Board **Appellant**

Versus

M/s Shree Shakambari Rice Mills Pvt. Ltd.& others **Respondent**

Present:

Electricity Ombudsman - **Shri Arun Kumar Datta**

Counsel for the appellant - **Shri Ravi Kr. Singh**
Shri Kumar Sundaram

Counsel for the respondent - **Shri D.K. Pathak**
Shri Vijay Kr. Gupta
Shri Vikas Kr. Singh

Order on settlement of complaint.

1. An appeal was filed by appellant/J.S.E.B. against the order dated 30.03.2012 passed in case No. 34/2011 by learned Vidyut Upbhokta Shikayat Niwaran Forum (In short to be referred as V.U.S.N.F.) of J.S.E.B., Ranchi, by which the complaint of the respondent/consumer was allowed and the J.S.E.B. was directed to refund total amount of penalty realized from March' 2008 to March' 2011 together with interest as per the norms.

2. After appearance of the Consumer/Respondent the process of settlement of the complaint by agreement in between the complainant/respondent and appellant/J.S.E.B. was started in

accordance with Clause 23 of JSERC (Guidelines For Establishment Of Forum For Redressal Of Grievances Of The Consumers And Electricity Ombudsman) Regulation, 2011. There after a representation in writing was filed on behalf of both the parties about settlement through mutual agreement under Clause 23 (3) of JSERC (Guidelines For Establishment Of Forum For Redressal Of Grievances Of The Consumers And Electricity Ombudsman) Regulation, 2011 which the complainant/respondent has accepted the recommendation of this office of the Electricity Ombudsman.

3. In view of mutual agreement arrived in between both the parties it was recommended by this office of the Electricity Ombudsman that appellant/J.S.E.B. will implement the remaining order of the learned V.U.S.N.F. passed in case No. 34/2011 on 30.03.2012 without any interest which the complainant/respondent has agreed to waive its right to claim interest on refundable/adjustable amount. The complainant/respondent has also filed the acceptance petition in accordance with Clause 23 (5) of the JSERC (Guidelines For Establishment Of Forum For Redressal Of Grievances Of The Consumers And Electricity Ombudsman) Regulation, 2011.

4. In view of the settlement by mutual agreement let the copy of acceptance petition received from the complainant/respondent be sent to appellant/J.S.E.B. to comply with the terms of the recommendations

immediately but not later than 21 days of receipt of such recommendation and the appellant/J.S.E.B. shall inform this office of the Electricity Ombudsman about its compliance within 7 days of the implementation of such recommendation as laid down in Clause 23(5) of JSERC (Guidelines For Establishment Of Forum For Redressal Of Grievances Of The Consumers And Electricity Ombudsman) Regulation, 2011.

5. In the result this appeal is disposed off on settlement.

Let a copy of the Order be served on both the parties.

Sd/-

Electricity Ombudsman