



In the matter of:

Complaint No. 01/2022

M/S East Bourne Hotels Private Ltd & M/S Oaks Construction & Properties, Near Bishop Cotton School, Khalini, Shimla-171002

- Complainant

Vs

- 1. Executive Director (Personal), HPSEB Ltd, Vidyut Bhawan, Shimla-171004**
- 2. The Assistant Executive Engineer (E), Electrical Sub-Division, HPSEBL, Chotta Shimla, District Shimla, HP-171002**

- Respondents

Order

M/S East Bourne Hotels Private Ltd & M/S Oaks Construction & Properties, Near Bishop Cotton School, Khalini, Shimla-171002 have filed an application, received and registered on 11/01/2022, under Section 142 of Electricity Act, 2003 for non-compliance of the orders of the Consumer Grievance Redressal Forum passed on 01/12/2021 and further modified on 16/12/2021) in Complaint No. 1233/4/21/031.

On scrutiny of the application filed by the Consumer(s), it has been observed that the same has been filed by them on non-compliance of Interim Orders issued by the Forum on 01/12/2021 and 16/02/2021. The case has further been listed at Forum for reply/ rejoinder on 20/01/2022. The Forum vide orders dated 01/12/2021 had ordered to release the electricity connections to the Consumer(s) within a period of one week of the orders. The said orders were further modified by the Forum on 16/12/2021 on an application by the Respondent Board to complete the formalities before restoration of the connections. The Forum ordered the Respondent Board to take immediate steps to restore the remaining connections subject to fulfilling of the required formalities. They further ordered to adjust the 1/3rd amount of Rs 18,64,000/- towards security deposits. As per the Consumer(s) submission, the Respondent Board have failed to restore the electricity connections even after a period of more than one month of the Forum's orders.

Although, the Respondent Board have failed to implement the Interim Orders of the Forum passed on 01/12/2021 & 16/12/2021 even after a period of more than one month but since the final orders have not been issued by the Forum as on date, the action by the Consumer (s) to file an application under Section 142 of Electricity Act, 2003 (Regulation 28 (1) (c) of Himachal Pradesh Electricity Regulatory Commission (Consumer Grievances Redressal Forum and Ombudsman) Regulations, 2013) for non-compliance of the orders of the Forum at this court is pre-mature.

The Consumer(s) has option to file an application at the Consumer Grievance Redressal Forum for informing the Commission regarding such non-compliance under the provisions of

upto
11/01/2022



HIMACHAL PRADESH ELECTRICITY OMBUDSMAN
SHARMA SADAN, BEHIND KEONTAL COMPLEX, SHIMLA-171002
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Regulation 27 (2) of Himachal Pradesh Electricity Regulatory Commission (Consumer Grievances Redressal Forum and Ombudsman) Regulations, 2013. Further, the Consumer(s) has also option to file the case under Section 142 of Electricity Act, 2003 directly at the Himachal Pradesh Electricity Regulatory Commission being non-compliance of the directions passed vide Interim orders dated 01/12/2021 and 16/12/2021 of the Forum.

Since the application filed by the Consumer(s) is premature pending final decision at the Forum, the same is hereby disposed off in terms of above.



Given under my hand and seal of this office.

Lepta
11/01/2022
Electricity Ombudsman

No. HPEO/(Case No. 01/2022)/2021-22- 709-11

Dated: 11/01/2022