



HIMACHAL PRADESH ELECTRICITY OMBUDSMAN
SHARMA SADAN, BEHIND KEONTHAL COMPLEX, SHIMLA-171002
Phone: 0177-2624525, email: ombudsmanelectricity.2014@gmail.com

In the matter of:

Complaint No. 02/2023

Sh. Dina Nath Sharma, S/o Sh. Maru Ram, r/o Village Bhadsin, PO Lehari Srail Pargna Ajmerpur, Tehsil Bharari, District Bilaspur HP-174027
- Complainant

Vs

1. **Chairman, HPSEB Ltd, Shimla-171002**
2. **The Sr Executive Engineer, Electrical Divisions, HPSEB Ltd, Ghumarwin, District Bilaspur, HP-174021**
3. **The Assistant Engineer Electrical Sub-Division No. 2, HPSEB Ltd, Ghumarwin, District Bilaspur HP-174021**
4. **Sh. Sanjeev Kumar Sharma (Sharma Light House), VPO Dadhol (Mahavir Chowk), Padyalag Pargana, Ajmerpur, Tehsil Bharari, District Bilaspur, HP-174027**
5. **Sh. Sanjeev Kumar Sharma s/o Sh. Inder Raj, r/o Village Bhadsin, PO Lehri Sarail-174027 Pargana ajmerpur, Tehsil Bharari, District Bilaspur, HP-174027**
6. **Sh. Devinder Singh Halqa Patwari Lehari Sarail (Presently Kanongo) Tehsil Bharari, District Bilaspur HP-174027.**
- Respondents

Dated: 01/04/2023 (12:00 PM)

Present for:

The Complainant: Sh. S.K. Sharma Advocate
The Respondents: Sh. Kamlesh Saklani Law Officer

Order
(Last heard on 25/03/2023)

Case called, both parties were heard. On maintainability, the Complainant raised the issue that the Additional Consumer Grievance Redressal Forum at Bilaspur has decided the case on merit of the case and that's why he has approached this Appellate Forum.

The facts of the case are that the District Consumer Dispute Redressal Forum (DCDRF) Una camp at Ghumarwin had decided the case on 23/02/2022 against Respondent No. 4, 5 & 6 as not maintainable whereas they had found the case meritless against the Respondent No. 1, 2 & 3 i.e. Respondent Board. The Complainant had option to file appeal at appropriate court against the decision of the DCDRF Una camp at Ghumarwin which dismissed his Complaint being meritless but instead he chose to approach the Additional Consumer Grievance Redressal Forum at Bilaspur.

Leapt
01/04/2023



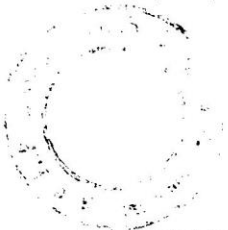
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Clearly, the Additional Consumer Grievance Redressal Forum at Bilaspur entertained the Complaint without even adjudicating in to the question of maintainability of such Complaint and passed orders on merits of the case. The orders passed by Additional Consumer Grievance Redressal Forum at Bilaspur in Complaint No. 01/2022 on 19/11/2022 is not sustainable and is accordingly set aside and the matter is remitted back to Additional Consumer Grievance Redressal Forum at Bilaspur to decide the same afresh. It shall be open to parties to raise all objections, including the question of maintainability, before the Additional Consumer Grievance Redressal Forum at Bilaspur who shall not be influenced by the observations made hereinabove.

The Complainant shall make formal application for revival of the proceedings upon which the Respondents shall be put to notice and only thereafter the case be heard and decided in accordance with law.

Accordingly, the Complaint filed by Sh. Dina Nath Sharma, S/o Sh. Maru Ram, r/o Village Bhadsin, PO Lehari Srail Pargna Ajmerpur, Tehsil Bharari, District Bilaspur HP-174027 is hereby disposed off.

Given under my hand and seal of this office.



No. HPEO/(Case No. 02/2023)/2022-23- 931-37

Handwritten signature and date
Electricity Ombudsman
Dated: 01/04/2023

