

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA

Suo-Motu Petition No.: 44 /2022

Date of Order: 16.07.2022

**CORAM: Hon'ble Sh. Devendra Kumar Sharma, Chairman
Hon'ble Sh. Bhanu Pratap Singh, Member
Hon'ble Sh. Yashwant Singh Chogal, Member(Law)**

IN THE MATTER OF:-

Finalization of list of documents under sub-para (3.1.2) of para 3.1 of Himachal Pradesh Electricity Supply Code, 2009 required to release the electricity connections covered under two part tariff.

ORDER

WHEREAS, the Himachal Pradesh Electricity Regulatory Commission has notified the Himachal Pradesh Electricity Supply Code, 2009 (Code for short) on 26th May, 2009, which was published in Rajpatra, Himachal Pradesh on 29th May, 2009. The Code was subsequently amended and amendments thereof, were published in Rajpatra, Himachal Pradesh on 16th August, 2014, 7th August, 2018, 5th December, 2018, 4th July, 2020 and 21st January, 2022 respectively;

2. **AND WHEREAS**, in exercise of powers vested under Sub-para (3.1.2) of Para 3.1 of the Code and the powers contained in Regulation 67 of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005, the Himachal Pradesh Electricity Regulatory Commission hereby proposes the list of documents required to release the electricity connections covered under two part tariff as per **Annexure-A**; and
3. **AND WHEREAS**, comments and suggestions of the stakeholders on the above proposal are invited by 20th August, 2022. The objections or suggestions in this behalf should be addressed to the Secretary, Himachal

Pradesh Electricity Regulatory Commission, Block No.37, SDA Complex,
Kasumpti, Shimla-171009.

-sd-
(Yashwant Singh Chogal)
Member (Law)

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(Bhanu Pratap Singh)
Member

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(Devendra Kumar Sharma)
Chairman

List of Documents required to release the Electricity Connections under Two Part Tariff.

(a) General

- i) Application and Agreement Form (A&A Form) as standardized by the distribution licensee duly completed and signed by the applicant alongwith crossed Non-Judicial Stamp paper of Rs.100/- .
- ii) Test Report duly filled and signed by licensed Electrical Contractor.
- iii) Valid Power Availability Certificate issued by HPSEBL (in case contract demand for new and additional load is more than 100 kVA).
- iv) Approval of Chief Electrical Inspector in case of HT/EHT installation energisation.
- v) Brief Project report with Process Flow and load profile [In case of industrial connection]

Note :- To be submitted only if not submitted at the time of PAC. In case the same has been submitted earlier at the time of PAC, only the reference may be given and there is no need to submit it again)

- vi) Copy of Certificate of registration / single window clearance (wherever required)
- vii) NOC from Statutory Authority (ies) like Town and country planning / Urban Local Bodies / Municipal Corporation etc. However, in case applicant is unable to produce such NOCs, the connection may be released under “temporary metered supply category” as per the provision of clause (3.1.2.3) of sub-para (3.1.2) of HP Electricity Supply Code, 2009 by submitting an undertaking on Plain paper as per **Annexure-I.**
- viii) NOC from Pollution control Board (Wherever required).

(b) Photo Identity Proof of Applicant (any one of the documents given below)

- i) PAN
- ii) Aadhaar Card
- iii) Driving license
- iv) Passport
- v) Voter ID Card
- vi) Ration Card

(c) Proof of Ownership or Occupancy of Premises or legal possession (Any of the following)

- i) Revenue Papers for Land /Building /Premises.
- ii) Sale Deed / Registered Partition deed / Registered Conveyance Deed
- iii) Lease deed
- iv) Authority / permission given by the existing consumer (or his legal heirs in case of death of the existing consumer) in favour of the applicant.

However, this will not be required in case the applicant submits any of the documents specified at (i) to (iii) above.

- v) Any other proof of ownership / occupancy given by Statutory Authority.
- vi) Allotment letter from authority / possession letter from the owner.

(d) In case of Companies/ Firms/ Trust etc., the following additional requirement shall be applicable in addition to that mentioned above at items (a), (b) &(c)

In case of firm –

- i) In case of Partnership firm, Partnership deed and list of Partners alongwith their certified addresses and identities proof.
- ii) A certified copy of Power of Attorney on Rs. 100/- Stamp paper duly notarized for authority to the person executing the papers/agreement on behalf of Partnership firm / proprietary firm alongwith his attested specimen signature.

In case of a Company -

- i) Copy of Memorandum of Association, Articles of Association, Certificate of Incorporation and list of Directors alongwith their certified addresses and identities proof.
- ii) A resolution of Board of Directors for authorized signatory on behalf of Company.
- iii) A certified copy of Power of Attorney on Rs. 100/- Stamp paper duly notarized for authority to the person executing the papers/agreement on behalf of Private Limited Company alongwith his attested specimen signature.

In case of Trust –

- i) Certified copy of Trust deed in case the applicant is Trust.
- ii) A certified copy of Power of Attorney on Rs. 100/- Stamp paper duly notarized for authority to the person executing the papers/agreement on behalf of the Trust alongwith his attested specimen signature.

Note :- (1) To protect the legal and financial interest of the distribution licensee under any law or relevant regulations including the outstanding dues against the connections which exist earlier at the premises for which connection has been applied, it may ask for additional documents/documentary evidence/undertaking etc. The distribution Licensee shall circulate the list of such additional documents pertaining to different situations to its field officers and shall also post the same on its website.

(2) In case of change of name of the existing connection, the entire above requirement, except for the NOC as per sub-item (vii) under item (a), shall be applicable.

Undertaking /Declaration for Temporary Metered Supply (where "NOC is not available with consumer)

I/We.....Son/Daughter ofResident of (hereinafter referred to as "Applicant", which terms shall mean and include executors, administrators, heirs, successors and assigns), do hereby swear and declare as under:-

Or

The, a company incorporated under the provisions of the Companies Act, or as amended, having its registered office at { hereinafter referred to as "Applicant", which expression shall, unless repugnant to the context or meaning thereof, include its successors and assigns}, through its Authorized representative Mr., do hereby swear and declare as under:

Or

A sole proprietorship/ a partnership firm having its office at (hereinafter referred to as the "applicant" which unless the context otherwise provides includes its successors and assigns), through Mr., who is a partner or an authorized representative do hereby swear and declare as under:

THAT the Applicant is a lawful owner/occupant of premises at (hereinafter referred to as "Premises").

THAT the Applicant has requested the Himachal Pradesh State Electricity Board Ltd. (HPSEB Ltd.) (hereinafter referred to as " The Licensee") to provide an electricity service connection at the above mentioned premises in the Applicant's name for the purpose mentioned in the Application and Agreement Form and the applicant is unable to produce No Objection Certificate (NOC) for electrical connection from [Name of respective concerned Authority].....

THAT I, the Applicant hereby agree and undertake/declare:

1. that the Licensee may disconnect the electricity connection, in the event of a legally binding order issued by the Statutory Authority(ies) for disconnection of supply owing to any default /non -compliance of the statutory provisions;
2. that such connection released under temporary metered supply category, on the basis of this undertaking /deceleration shall be regularized, in the respective category, only after submission of either floor wise or entire building completion plan sanction letter issued by the concerned Statutory Authority(ies). This shall be without prejudice to any other rights of HPSEBL, including of getting its payment due as on the date of disconnection.

THAT in furnishing the present undertaking/ declaration, the Applicant has clearly understood that if any of the statements in this undertaking/ deceleration proves to be false or incorrect at any later stage, the licensee shall be within his lawful rights to disconnect supply to the premises without any prior notice and proceed to adjust electricity supply dues payable by the applicant against consumer security deposit and /or recover the same in accordance with Law.

THAT I, Applicant shall be held responsible, if the contents of the undertaking/deceleration are proved false at any stage and I/We indemnify HPSEBL of any consequences arising out of release of electrical connection to my premises.

Applicant

SELF VERIFICATION:

We, the above named Applicant(s) do hereby verify that the content of undertaking/declaration are true to the best of my knowledge and nothing material has been concealed there from.
Verified on

Applicant