

D-814

# BEFORE THE ELECTRICITY OMBUDSMAN

9/2, 6<sup>th</sup> Floor, Mahalakshmi Chambers, M.G Road, Bangalore – 560 001

**Present: B.N.Krishnaiah  
Electricity Ombudsman**

**Case No.OMB/G/G-253/2016**

**Dated : 29.12.2016**

Smt.Mahalaxmi  
W/o Hulikantraya,  
Aralgundgi village, Jewargi Taluk,  
Kalaburgi District

... Appellant

**(By Sri Ilyas M Sarmast, Authorised Representative)**

V/S

1. The Executive Engineer (Elect),  
O & M Division – 2, GESCOM,  
Kalburgi

(Party in person)

2. The Assistant Executive Engineer (EI)  
O & M,  
GESCOM, Yabrani, Jewargi Taluk,  
Kalburgi District

(Party in person)

3. The Chairperson  
CGRF & Superintending Engineer,  
O & M Circle, GESCOM,  
Kalburgi.

... Respondents

1. This is an appeal under clause 21.02 of KERC (CGRF & Ombudsman)

Regulations, 2004 against the orders passed by CGRF, GESCOM, Kalaburgi dated 06.02.2016.

2. The appellant has filed the appeal for a direction to the respondents 1 and 2 to arrange the power supply to commercial installation (6 KW) of the appellant under Clause 3.1.1 of KEREK (Recovery of Expenditure of Expenditure for Supply of Electricity) Regulations 2004 and to award compensation for the delay for sanction of power under KERC (Licensees Standards of Performance) Regulations, 2004.

3. Comments were called vide letter dated 29.03.2016 from the respondents and the Executive Engineer has submitted reply by letter dated 12.07.2016 and 20.08.2016. The authorised representative has submitted his objections dated 22.08.2016 which was received on 08.11.2016.

4. Both the appellants and the respondents were informed vide letter dated 01.07.2016 regarding availability of sub-section 20(1) of KERC (CGRF & Ombudsman) Regulations, 2004.

5. At the time of hearing on 22.12.2016 the authorised representative has given a letter saying that at the time of registration of application there was no power supply line near the installation. For this reason, the Respondent prepared the estimate under self execution scheme.

6. However, at present the power supply line under Niranthara Jyothi Scheme passes in front of the petitioner's installation and is within the permissible limit (i.e. 30 meters) for supply of power. Hence the respondents have accepted to supply the power and requested to close the proceedings. The representative of the appellant has also agreed and has filed a written

memo. Hence, the appeal is disposed off with a direction to the Respondents to arrange for power supply as agreed from the line under Nirantara Jyothi.

Sd/-

**(B.N. Krishnaiah)**  
**Electricity Ombudsman**

To :

1. Sri Iliyas M.Sarmast, "Bait Al-Omer", Qamarul Islam Colony, Kalburgi – 585 104
2. The Executive Engineer (Elecl), O & M Division – 2, GESCOM, Kalburgi
3. The Assistant Executive Engineer (EI), O & M, GESCOM, Yabrani, Jewargi Taluk, Kalburgi District
4. The Chairperson, CGRF & Superintending Engineer, O & M Circle, GESCOM, Kalburgi.
5. Managing Directors of ESCOMs.
6. PS to Hon. Chairman, KERC
7. PS to Hon. Member (A), KERC
8. PS to Hon. Member (M), KERC
9. PS to Secretary, KERC

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