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ORDER
OF
WEST BENGAL ELECTRICITY REGULATORY COMMISSION

IN THE MATTER OF

MD. SOBUR ALI

- VS -

WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LTD

CASE NO. COMP/359/WBSEDCL/16-17

IN RE COMPLAINTS OF MD. SOBUR ALI UNDER SECTION 142 OF THE ELECTRICITY ACT, 2003 FOR NON-COMPLIANCE OF THE ORDER DATED 09.12.2011 OF THE OMBUDSMAN, WEST BENGAL ELECTRICITY REGULATORY COMMISSION AND FORWARDED TO WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED VIDE NO. OMBUD/W-1250P/2011/5452 DATED 21.12.2011.

PRESENT:

SRI R. N. SEN, CHAIRPERSON

SRI AMITAVA BISWAS, MEMBER

DATE: 31.03.2017

In Re complaints of Md. Sobur Ali under section 142 of the Electricity Act, 2003 for non-compliance with the Order dated 09.12.2011 issued by the Ombudsman, West Bengal Electricity Regulatory Commission and forwarded to West Bengal State Electricity Distribution Company Limited vide No. OMBUD/W-1250P/2011/5452 dated 21.12.2011

Noting by Office or Advocate	Sl. No.	Date	Office notes, reports orders or proceedings with signature
		31.03.2017	<p style="text-align: center;"><u>ORDER</u></p> <p>1.0 One Md. Sobur Ali, S/o Sri Abdul Gofur Mondal, Vill. & P. O. Murarai, P. S. Murarai, Dist. Birbhum, West Bengal, Pin 731219 (hereinafter referred to as the "complainant") submitted an application to the West Bengal Electricity Regulatory Commission (hereinafter referred to as the "Commission") dated 31.01.2017 stating, inter-alia, that the Ombudsman, West Bengal Electricity Regulatory Commission appointed under Section 42(6) of the Electricity Act, 2003 (hereinafter referred to as the "Act"), had in his settlement order dated 09.12.2011 issued directions to the West Bengal State Electricity Distribution Company Limited (in short "WBSEDCL") for refund of earnest money deposited by the complainant with WBSEDCL and for effecting commercial connection after complying with all necessary formalities and the same was forwarded to WBSEDCL vide letter no OMBUD/W-1250P/2011/5452 dated 21.12.2011.</p> <p>The complainant submitted vide his aforesaid application before the Commission that WBSEDCL had not yet provided the commercial connection even after complying with all the necessary formalities as per the order dated 09.12.2011 of the Ombudsman.</p> <p>2.0 On perusal of the contents of the petition and the documents annexed therewith, the Commission called for a hearing upon service of Notice, fixing the date on 23.03.2017 at 11.30 hours.</p> <p>3.0 The Commission took up the hearing on 23.03.2017 as scheduled. Smt. Uma Chakraborty, Chief Engineer, CRM Cell, WBSEDCL represented WBSEDCL in the hearing. The complainant along with his</p>

			<p>representative also attended the hearing with due authorization.</p> <p>4.0 WBSEDCL submitted that they have made several attempts to effect the service connection to the premises of the complainant but could not do so due to strong resistance from the neighbours of the complainant, viz., Anwar Hossain, F Hossain and Manoyar Hossain. WBSEDCL also submitted that they have approached the local police authorities seeking their assistance so that the service connection could be effected but to no good.</p> <p>5.0 The complainant submitted that he had a discussion with the local MLA in this connection, who assured proactive intervention in the matter towards hammering out a solution to the problem. The complainant submitted to the Commission for appropriate directions to all concerned so that he gets the service connection in no time. .</p> <p>6.0 After hearing submission of both the parties, the Commission held that the way leave for effecting service connection to the premises of the complainant is a matter of concern and needs to be addressed. Therefore, the Commission directs both the parties to work out an amicable solution to the problem through negotiations / meetings with all concerned involving the elected representatives of the people of the area / constituency, if needed, within one month and thereafter WBSEDCL will submit a status report in this regard indicating the reasons in case of non-compliance.</p> <p>7.0 The petition dated 31.01.2017 of Md. Sobur Ali is, thus, disposed of.</p> <p>8.0 Let a copy of this order be served upon Md. Sobur Ali and WBSEDCL.</p> <p>Sd/- (AMITAVA BISWAS) MEMBER</p> <p>Sd/- (R. N. SEN) CHAIRPERSON</p> <p>Dated : 31.03.2017</p>
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