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ORDER
OF
WEST BENGAL ELECTRICITY REGULATORY COMMISSION

IN THE MATTER OF
MANSUR ALI SEIKH

- VS -

WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LTD

CASE NO. COMP/354/WBSEDCL/16-17

IN RE COMPLAINTS OF MANSUR ALI SEIKH UNDER SECTION 142 OF THE ELECTRICITY ACT, 2003 FOR NON-COMPLIANCE WITH THE ORDER DATED 16.12.2015 ISSUED BY THE OFFICE OF THE OMBUDSMAN OF WEST BENGAL ELECTRICITY REGULATORY COMMISSION AND FORWARDED TO WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED VIDE NO. OMBUD/W-217 AKT/2015/2982 DATED 21.12.2015.

PRESENT:

SRI R. N. SEN, CHAIRPERSON

SRI AMITAVA BISWAS, MEMBER

DATE: 30.11.2016

Order of the Commission regarding complaints of Mansur Ali Seikh under section 142 of the Electricity Act, 2003 for non-compliance with the Order dated 16.12.2015 issued by the Office of the Ombudsman of the Commission and forwarded to West Bengal State Electricity Distribution Company Limited vide No. OMBUD/W-217 AKT/2015/2982 dated 21.12.2015

Noting by Office or Advocate	Sl. No.	Date	Office notes, reports orders or proceedings with signature
		30.11.2016	<p style="text-align: center;"><u>ORDER</u></p> <p>1.0 One Mansur Ali Seikh, S/o Late Mokchhed Seikh, Vill. Dharmatala, P. O. Minapur, P. S. Nadanghat, Dist. Burdwan, West Bengal, Pin 713513 (hereinafter referred to as the "complainant") submitted an application dated 01.06.2016 to the West Bengal Electricity Regulatory Commission (hereinafter referred to as the "Commission") 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 16.12.2015 issued directions to the West Bengal State Electricity Distribution Company Limited (in short "WBSEDCL") for effecting, service connection to the complainant and the same was forwarded to them vide letter no OMBUD/W-217 AKT/2015/2982 dated 21.12.2015 of the Office of the Ombudsman.</p> <p>The complainant submitted that the aforementioned Order dated 16.12.2015 of the Ombudsman has not been complied with by WBSEDCL.</p> <p>2.0 On perusal of the aforesaid petition along with the documents submitted by the complainant, the Commission admitted the matter and decided to take hearing in the matter. Accordingly, notices were served to both the complainant and WBSEDCL (the licensee) under no. WBERC/Comp/WBSEDCL/354/15-16/1323-1324 dated the 09th November, 2016 intimating that the hearing would take place on 17.11.2016 at 11.30 hours at the office of the Commission.</p> <p>3.0 The Commission took up the hearing on 17.11.2016 as scheduled. Shri D. Gupta, Chief Engineer, CRM Cell, WBSEDCL represented</p>

Order of the Commission regarding complaints of Mansur Ali Seikh under section 142 of the Electricity Act, 2003 for non-compliance with the Order dated 16.12.2015 issued by the Office of the Ombudsman of the Commission and forwarded to West Bengal State Electricity Distribution Company Limited vide No. OMBUD/W-217 AKT/2015/2982 dated 21.12.2015

			<p>WBSEDCL in the hearing with due authorization. The complainant Mansur Ali Seikh along with his representative Sk. Hafizur Rahman, claiming to be a private teacher attended the hearing with due authorization.</p> <p>4.0 The representative of WBSEDCL submitted that the service connection could not be effected, as per the order of the Ombudsman, due to objections raised by the villagers. However, WBSEDCL had taken up the matter with local police for help, but nothing tangible emerged. WBSEDCL further submitted that ultimately they could effect service connection to the complainant on 29.03.2016.</p> <p>5.0 The complainant submitted that there was no dispute for way leave as has been submitted by WBSEDCL. WBSEDCL has given service connection on 29.03.2016. According to the complainant, WBSEDCL has deliberately delayed in effecting service connection and therefore compensation, as applicable as per the Regulations, should be given to the complainant by WBSEDCL.</p> <p>6.0 On hearing both the parties, the Commission felt that the order dated 16.12.2015 of the Ombudsman has been complied with by WBSEDCL. If the complainant prays for compensation for the alleged delay, he is required to file application following due procedure as per Regulations.</p> <p>7.0 With the above direction the matter is disposed of.</p> <p>8.0 Let a copy of this order be served upon Mansur Ali Seikh and WBSEDCL.</p> <p>Sd/- (AMITAVA BISWAS) MEMBER</p> <p>Sd/- (R. N. SEN) CHAIRPERSON</p> <p>Dated : 30.11.2016</p>
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