

WEST BENGAL ELECTRICITY REGULATORY COMMISSION

WEST BENGAL

Petition No. OA-336 / 20 – 21

Date of hearing: 29th June, 2020

Time of hearing: 14.30 hours

Coram:

Shri Sutirtha Bhattacharya, Chairperson

Shri Durgadas Goswami, Member

Shri Pulak Kumar Tewari, Member

In the matter of

Application by Eastern Railway, Head Quarters Office, Kolkata (ER), seeking direction to WBSEDCL for charging traction energy bills for 17 nos. drawal points in the State of West Bengal on the basis of maximum demand recorded and not on 85% of contract demand for the period from April 2020 till the month ER is permitted to resume its normal passenger train service by Government of India.

And

In the matter of

**Principal Chief Electrical Engineer
Eastern Railway
Head Quarters Office
Kolkata. Petitioner**

**The Chairman & Managing Director
West Bengal State Electricity Distribution Company Ltd
Vidyut Bhawan, Block-DJ, Sector-II
Bidhannagar
Kolkata 700 091..... Respondent**

Representatives attended:

Eastern Railway, Head Quarters Office (ER) [Petitioner]

- 1. Sri C. P. Jeenger, Principal Chief Electrical Engineer, Eastern Railways,**
- 2. Sri R P Mishra, Chief Electrical Distribution Engineer, Eastern Railways.**



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West Bengal State Electricity Distribution Company Limited (WBSEDCL)

[Respondent]

- | | |
|--------------------------|------------------------------------|
| 1. Sri Anil Chandra Bir, | Chief Engineer, WBSEDCL |
| 2. Sri Subrata Choudhury | Additional General Manger, WBSEDCL |

CASE IN BRIEF

Eastern Railway, Head Quarters Office, Kolkata (ER) have submitted a letter No. EL/84/1/WBERC dated 18th May, 2020 praying before the Commission to direct WBSEDCL for charging traction energy bills for 17 nos. drawal points in the State of West Bengal on the basis of maximum demand recorded and not on 85% of contract demand for the period from April 2020 till the month ER is permitted to resume its normal passenger train service by Government of India due to COVID – 19 pandemic.

Upon receipt of the petition, the Commission observed that ER have neither made their submissions in the form of affidavit nor they have made the payment of requisite fees. However, the Commission, as a special case, agreed to hear both the parties and a hearing notice vide No. WBERC/OA-338/20.71/5717 dated 8th June, 2020 was issued to both ER and WBSEDCL convening the on-line hearing on 29th June, 2020 at 14.30 hours. Accordingly, the hearing was held on 29th June, 2020, as scheduled.

OBSERVATION OF THE COMMISSION

Before the proceedings of the hearing started, the Commission observed that the application has been made by Eastern Railways in is not in conformity with the provisions of the relevant Regulations. The Commission presumed that Eastern Railways will comply with the requirements as per existing regulation before hearing takes place. However, Eastern Railways did not rectify the short comings before the hearing process, as a result, the prayer made by Eastern Railways through their letter dated 18th May, 2020 cannot be considered for hearing.



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ORDER

The Commission directs that:

- a) ER shall submit their petition in the form of affidavit as per the provisions of the Regulations immediately with a copy to WBSEDCL;
- b) WBSEDCL shall submit their reply on the petition of ER within 7 days from the date of receipt of petition from ER with a copy to ER;
- c) Next date of hearing will be fixed upon receipt of petition by ER and the reply to petition by WBSEDCL within next seven days.

Sd/-
(PULAK KUMAR TEWARI)
MEMBER

Sd/-
(DURGADAS GOSWAMI)
MEMBER

Sd/-
(SUTIRTHA BHATTACHARYA)
CHAIRPERSON

Dated: 06.07.2020


(T. K. MUKHERJEE)
SECRETARY



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