



BEFORE THE VIDYUT OMBUDSMAN FOR THE STATE OF TELANGANA
First Floor 33/11 kV Substation, Beside Hyderabad Boat Club
Lumbini Park, Hyderabad - 500 063

PRESENT : SRI MOHAMMAD NIZAMUDDIN
VIDYUT OMBUDSMAN

SATURDAY THE TWENTY THIRD DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

C.M.P.No 43 of 2023-24
in
Appeal No. 30 of 2023-24

Between

M/s. Sree Rama Metal Works, H.No.19-5-39/A/2/74-75/1, N.M.Guda,
Hyderabad - 500 064, represented by Smt. Sandhya Rani, Cell: 8712804086,
9440944114
.....**Petitioner/Appellant**

AND

1. The Assistant Engineer/Operation/Attapur/TSSPDCL/Hyderabad.
2. The Assistant Divisional Engineer/Operation/Miralam/TSSPDCL/Hyderabad.
3. The Assistant Accounts Officer/ERO/Salarjung/TSSPDCL/Hyderabad.
4. The Divisional Engineer/Operation/Charminar/TSSPDCL/Hyderabad.
5. The Senior Accounts Officer/Operation/Hyderabad South Circle/ TSSPDCL/
Hyderabad.
6. The Superintending Engineer/OP/Hyderabad South Circle/TSSPDCL/
Hyderabad.

..... **Respondents/Respondents**

This petition is coming on before me for final hearing today in the presence of Sri Ravinder Prasad Srivastava, for the petitioner/appellant, virtually, and Sri Venkatesh - ADE/OP/Miralam and Sri K. Chandra Sekhar Rao - JAO/Billing for the respondents, virtually, and having stood over for consideration till this day, this Vidyut Ombudsman passed the following:-

ORDER

This petition is filed under Clause 3.42 of Regulation 3 of 2015 of Hon'ble Telangana State Electricity Regulatory Commission for compliance of the Award passed in Appeal No. 30 of 2023-24 dt.29.09.2023 of this Authority, by the Licensee-respondents.

2. In the petition it is, inter-alia, submitted that the respondents have not complied with the Award passed by this authority in respect of revising the bills w.e.f., March 2023. Therefore it is prayed to direct the respondents to award compensation of Rs 50,000/- as on 3.11.2023 and additional compensation of Rs 2,000/- w.e.f., 04.11.2023 till its compliance, to issue revised bills from March 2023 billing month till installation of HT Meter and refund excess amount paid as on date with applicable rate of interest at 24% per annum from the date of payment till the date of refund as prescribed in Clause 4.7.3 of Regulation 5 of 2004, dated 17.03.2004 etc.,

3. In the written reply filed by respondent no.2 it is, inter-alia, submitted that as per Clause 10.16.6 of General Terms and Conditions (in short "GTCS") the optional category is applicable to HT-1 Industry General consumers whose Contracted Maximum Demand is upto 150 KVA and availing supply of 11KV only. Therefore the petitioner/consumer has to convert its LT Category -III service to HT Category and avail supply at 11KV only for billing under HT-1 (Optional Category) as per the tariff order of 2023-24.

4. Heard both sides.

5. The points for consideration are:-

i) Whether the respondents are liable to pay compensation with interest and revise the bills from March 2023 and refund the excess amount with interest@24% p.m as prayed for? and

ii) To what relief?

Point No.(i)

6. This Authority while passing the Award in the appeal, has held as under:-

“In the result, the appeal is rejected, confirming the Award passed by the learned Forum. However, the appellant is allowed to opt HT IA Industry General - Optional Category on condition of its undertaking the following before respondent No.4 (DE/Operation):

i. Opting HT IA Industry General - Optional Category

ii. To convert distinct LT metering setup into a single HT Metering setup within (3) months from today.Until the compliance of the above undertakings within the stipulated period, Clause 10.12.10(V) of the Tariff Order 2023-24 shall prevail according to which 3% of the recorded energy during the month shall be added to arrive at the consumption on High Tension side of the transformer. This formula is applicable from the bills already issued w.e.f. March 2023.”

7. The result portion of the Award shows that, the appellant is allowed to opt HT-IA Industry General (Optional Category) after converting LT Metering setup into a single HT Metering setup only. Accordingly, the appellant has given his consent to the respondents which is under process.

8. In para No.33 (ii) of the Award, it is mentioned that ‘until the compliance of above undertakings’, which means until conversion to HT metering setup. That means availing supply at 11 KV only and also mentioned the procedure to be followed to arrive at the consumption on HT side for issuing

of bills and instructed to follow this formula w.e.f. March 2023. This was confirmed by the respondents that already they are billing by applying HT I(A) Industry General tariff rates in LT bill as per Clause 10.12.10 (V) of Tariff Order 2023-24 i.e. by adding 3% of recorded energy during the month to arrive at the consumption on High Tension side of the transformer from March 2023. This procedure followed by the respondents in respect of billing is correct. Hence, there is no question of revision of bills.

9. Further according to Clause 10.16.16 of Tariff Order 2023-24 the Optional Category is applicable to HT-I Industry- General consumers whose Contracted Maximum Demand is upto 150 KVA and **availing supply at 11 kV only**. For applying this Clause in billing the consumer has to avail supply at 11KV only. This Clause mandates the consumer to convert to HT metering. Hence para 33(ii) of the Award is to be complied with by the appellant first then only HT-IA Industry General-Optional Category tariff will be applicable in billing. Therefore, I hold that the respondents are not liable to pay any compensation to the petitioner and as such payment of interest also does not arise and thus the bills w.e.f., March 2023 are not liable to be revised. This point is decided accordingly against the petitioner and in favour of the respondents.

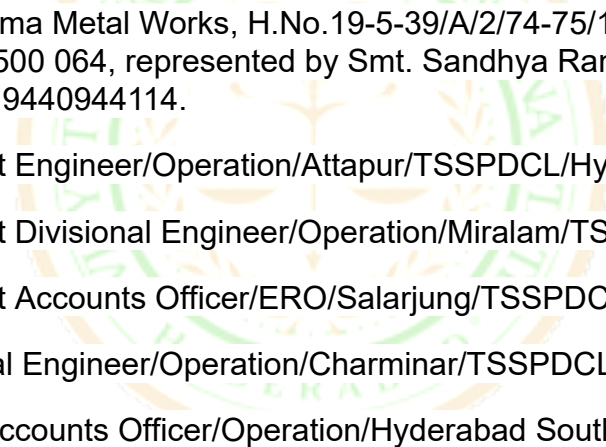
RESULT

10. In the result, petition is dismissed.

A copy of this Award is made available at <https://vidyutombudsman-tserc.gov.in>.

Typed to my dictation by Office Executive cum Computer Operator, corrected and pronounced by me on the 23rd day of March 2024.

**Sd/-
Vidyut Ombudsman**

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1. M/s. Sree Rama Metal Works, H.No.19-5-39/A/2/74-75/1, N.M.Guda, Hyderabad - 500 064, represented by Smt. Sandhya Rani, Cell: 8712804086, 9440944114.
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