ORDER
OF
WEST BENGAL ELECTRICITY REGULATORY COMMISSION

IN THE MATTER OF
SHRI BADRUJJA MANDAL
- VS -
WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LTD

CASE NO. COMP/353/WBSEDCL/16-17


PRESENT:
SRI R. N. SEN, CHAIRPERSON
SRI AMITAVA BISWAS, MEMBER

DATE: 30.11.2016

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<thead>
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<th>Noting by Office or Advocate</th>
<th>Sl. No.</th>
<th>Date</th>
<th>Office notes, reports orders or proceedings with signature</th>
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**ORDER**

1.0 One Shri Badrujja Mandal, S/o Late Ijarali Mandal, 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 15.10.2015 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-214 SN/2015/2728 dated 16.10.2015 of the Office of the Ombudsman.

The complainant submitted that the Order dated 15.10.2015 of the Ombudsman has not been complied with by WBSEDCL.

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/353/15-16/1321-1322 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.

3.0 The Commission took up the hearing on 17.11.2016 as scheduled. Shri D. Gupta, Chief Engineer, CRM Cell, WBSEDCL represented WBSEDCL in the hearing with due authorization. The complainant Sri

Badrujja Mandal along with his representative Sk. Hafizur Rahman, claiming to be a private teacher attended the hearing with due authorization.

4.0 The representative of WBSEDCL submitted that the service connection could not be effected, as per the order of the Ombudsman, due to objection raised by the villagers. However, WBSEDCL had taken up the matter with the local police several times for their help, but nothing happened. WBSEDCL further submitted that ultimately they could effect service connection to the complainant on 29.03.2016.

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.

6.0 On hearing both the parties, the Commission observed that the order dated 15.10.2015 of the Ombudsman has been complied with by WBSEDCL. If the complainant has any other grievances he is at liberty to file petition to the appropriate authorities observing due procedure as per Regulations.

7.0 With the above direction the matter is disposed of.

8.0 Let a copy of this order be served upon Shri Badrujja Mandal and WBSEDCL.

Sd/-
(AMITAVA BISWAS)
MEMBER

Sd/-
(R. N. SEN)
CHAIRPERSON

Dated : 30.11.2016