

Tamil Nadu Electricity Regulatory Commission

Constituted under section 82(1) of the Electricity Act 2003
(Central Act 36 of 2003)

PRESENT :

Thiru. S. Kabilan - **Chairman**

and

Thiru. K. Venugopal - **Member**

**IN THE MATTER OF SUO MOTU
PROCEEDINGS No. 3 of 2010**

Thiru. S. Sekkizhar,
CFC / Revenue,
Tamil Nadu Electricity Board,
144, Anna Salai, Chennai 2. Petitioner

Vs

Nil Respondent

Date of Hearing 11-06 -2010

Date of Order 17-08-2010

The above matter came up for final hearing before the Commission on 11-6-2010.

The Commission upon perusing the records and upon hearing, Thiru. S. Sekkizhar, CFC / Revenue, TNEB passes the following.

ORDER

1. Letter D(E)/AD/SA/F.TNEB /2010, Dt. 8-6-2010.

1.1 The TNEB was directed by the Commission in Letter No. TNERC / D(E)/AD/SA/F.TNEB Dir/D.No.552/2010 Dated 3-5-2010 to desist from collecting

security deposit at twice the normal rate when a tenant produces a consent letter in Form No. 5 of Annexure III of the Tamil Nadu Electricity Distribution Code.

1.2 Thiru. S. Sekkizhar, Chief Financial Controller – Revenue of TNEB issued instructions to the Superintending Engineers of the Distribution Circles of TNEB in Letter No. CFC/REV/FC/R/D.81/2010 Dated 13-5-2010.

1.3 As it was necessary to seek clarification on the circular issued by the CFC / Revenue, the Commission in exercise of the powers conferred under section 94(1) (a) of the Electricity Act, 2003 directed Thiru. S. Sekkizhar, Chief Financial Controller /Revenue, TNEB to appear before the Commission at 11/00 AM on 11-6-2010.

2. Appearance of Thiru. S. Sekkizar, CFC /Revenue, TNEB before Commission on 11-6-2010.

Thiru. S. Sekkizhar and Thiru. Mohamed Rafi, Counsel for TNEB sought to explain that the circular was issued to the field officers to comply with the orders of the Commission but only the fact of such compliance was not communicated to the Commission in a proper manner and apologized to the Commission for the same. They further explained that there was no intention to disregard the orders of the Commission and care would be taken in future to send compliance reports to the Commission in time.

3. Finding.

It is to be noted that the instructions of the Commission issued in letter D.No.552 of 2010 dated 3-5-2010 to desist from collecting security deposit at twice the normal rate when a tenant produces a consent letter in Form No.5 of

Annexure II of the Tamil Nadu Electricity Distribution Code have not been implemented by the field staff of TNEB in certain areas.

4. Direction

TNEB is directed to comply with the directions of the Commission in full within the stipulated time.

5. Appeal

An appeal against this order lies with the Appellate Tribunal for Electricity as per section 111 of the Electricity Act 2003 within a period of 45 days.

(Sd.....)
(K. Venugopal)
Member – I

(Sd.....)
(S. Kabilan)
Chairman

/ True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission