

**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**

**Thiru.K.Venugopal** .... **Member**

**and**

**Thiru. S. Nagalsamy** .... **Member**

**M.P.No. 1 of 2011**

Tamil Nadu Generation and Distribution Corp., Ltd.,  
No.144, Anna Salai  
Chennai – 600 002.

.... Petitioner  
(Thiru.H.S. Mohamed Rafi,  
Advocate for petitioner)

**Vs.**

**Nil** ... **Respondent**

**Date of hearing : 23-3-2011**

**Date of order 23-3-2011**

Thiru.H.S. Mohamed Rafi, counsel for the TANGEDCO appeared for the petitioner. The above Miscellaneous petition is filed with a prayer to amend regulation 5 (4) of the Electricity Supply Code to enable waiver of BPSC by the licensee so as to recover long pending CC arrears. The Commission observed that such a blanket amendment may set an undesirable precedent encouraging default in payment of consumption charges. The Commission

therefore, felt that one time amnesty may be considered. After hearing the Commission passed the following:-

**ORDER**

“TANGEDCO’s petition M.P.No.1 of 2011 for waiver of belated payment surcharge in deserving cases was taken up for hearing. The TANGEDCO has proposed an amendment to Sec.5(4) of the Tamil Nadu Electricity Supply Code 2004 of the Commission. An amendment to the Supply Code would institutionalize indiscipline among the consumers and would encourage consumers to delay payment, if they are hopeful that belated payment surcharge would be waived. Therefore, the Commission is not in favour of this permanent amendment to the Supply Code. However, the Commission would be willing to consider favourably a ‘one time’ amnesty scheme for all defaulting consumers. TNEB may file a fresh petition indicating the terms and conditions for such ‘one time’ remedy after obtaining their Board’s approval and file a fresh petition. This petition is dismissed”.

(Sd.....)  
**(S. Nagalsamy)**  
Member

(Sd.....)  
**(K.Venugopal)**  
Member

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

/ True Copy /

**Secretary**  
**Tamil Nadu Electricity**  
**Regulatory Commission**