

THE STATE ELECTRICITY OMBUDSMAN
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APPEAL PETITION No. P/059/2014

(Present: Sri. V.V. Sathyarajan)

Dated: 21st April 2015

Appellant : Sri K.T. Paul
Managing Director,
M/s Pavan Quarry & Aggregates (P) Ltd,
Vaikkara P.O,
Ernakulam-683 549

Respondent : (1) The Deputy Chief Engineer,
Electrical Circle,
KSE Board Limited,
Perumbavoor

(2) The Special Officer (Revenue),
KSE Board Limited,
Thiruvananthapuram

ORDER

The appellant is an HT industrial consumer with consumer No. LCN 29/6482 under Electrical Section, Kuruppampady. He was made to remit Rs. 5,40,000/- on 03-09-2011 as transmission charges in order to execute the HT agreement to avail the connection with a load of 400 kVA. The appellant approached the CGRF on 31-03-2014 challenging the authority of the respondents to collect such transmission charges. The respondent submitted before the Forum that the Hon'ble High Court, vide judgment dated: 30-06-2014 in WA1042/2013, had upheld the realization of "transmission development charges". After hearing both parties, the CGRF held that collection of Transmission Development Charges from the appellant was in order. Aggrieved against the said order, this appeal petition was filed.

Hearing of the case was conducted on 13-03-2015 in my chamber at Edappally, Kochi. Sri Shaji Sebastian represented the appellant and Sri Tito V. Williams, Nodal Officer (Litigation), Perumbavoor, Sri Gopinathan P.K., Special Officer (Revenue), KSEB, Pattom and Sri. K.N. Sasi, Assistant Engineer, Electrical Section, Kuruppampady appeared for the respondent. The appellant's representative, Sri Shaji Sebastian has submitted at the time of hearing that the

appellant is not pressing for an order considering the Division Bench order of the Hon'ble High Court and the appeal petition pending before Hon'ble Supreme Court. The respondent's side has invited the attention of this Authority to the Division Bench order which is in their favour. In the above circumstances, the appeal petition is disposed of as not pressed. No order as to costs.

No.P/059/2014/_____ /Dated: _____

Forwarded to:

1. Sri K.T. Paul, Managing Director, M/s Pavan Quarry & Aggregates (P) Ltd, Vaikkara P.O, Ernakulam-683 549.
2. The Deputy Chief Engineer, Electrical Circle, KSE Board Limited, Perumbavoor, Ernakulam District
3. The Special Officer (Revenue), KSE Board Limited, Pattom, Thiruvananthapuram-4

Copy to:

1. The Secretary, Kerala State Electricity Regulatory Commission, KPFC Bhavanam, Vellayambalam, Thiruvananthapuram-10.
2. The Secretary, KSE Board Limited, Vydhyuthibhavanam, Pattom, Thiruvananthapuram.
3. The Chairperson, Consumer Grievance Redressal Forum, Power House, Power House Buildings, Cemeterymukku, Ernakulam-682 018