

रजिस्टर्ड नं० ए० डी०-४
लाइसेन्स सं० डब्ल्यू० पी०-४१
(लाइसेन्स टू पोस्ट विदाउट प्रीपेमेन्ट)



सरकारी गज़ट, उत्तर प्रदेश

उत्तर प्रदेश सरकार द्वारा प्रकाशित

इलाहाबाद, शनिवार, १४ जून, २००८ ई० (ज्येष्ठ २४, १९३० शक संवत्)

भाग १(क)

नियम, कार्य-विधियां, आज्ञायें, विज्ञप्तियां इत्यादि, जिनको उत्तर प्रदेश के राज्यपाल महोदय,
विभिन्न विभागों के अध्यक्ष तथा राजस्व परिषद् ने जारी किया।

**Uttar Pradesh Electricity Regulatory Commission
Kisan Mandi Bhawan, IInd Floor , Vibhuti Khand,
Gomti Nagar, Lucknow**

**No.: UPERC/Secy/Regulations/Supply Code/08/2165
Dated: March, 27 2008**

Electricity Supply Code (Fourth Amendment), 2005

Commission's Order Dt. 19th March 2008

**Notification
Miscellaneous**

Whereas the U.P. Electricity Supply Code 2005 (Third Amendment) was notified on the 14th September 2006, in accordance with Sections 176 and 183 of Electricity Act 2003 and all other enabling powers in this behalf;

And whereas the Parliament has enacted the Electricity (Amendment) Act, 2007 (Act 26 of 2007) and has enforced it with effect from the 15th June 2007;

And whereas , the aforesaid Amendment Act 26 of 2007 has made amendments in sections 6,9,38,39,40,42,43, 50,61,126,127,135,150,151,153,154,176,178,181 of the Electricity Act ,2003 and has also inserted additional sections 151A and 151B;

And whereas, by reason of some of the said amendments in the Electricity Act, 2003, some provisions of the Electricity Supply Code 2005, have become inconsistent with the amended provisions of the Electricity Act, 2003;

And whereas, according to law, the provisions of the Supply Code have to be subservient to the provisions of the Act and cannot be inconsistent therewith;

And whereas, as a result of the above, and for other substantial reasons, it has become necessary to amend certain provisions of the Supply Code 2005;

And whereas the Commission issued a public notice in leading newspapers, and also notified all the stakeholders, including the NPCL, that "till necessary amendments are made in the Regulations / Codes to bring these in line with the Electricity (Amendment) Act, 2007 from the above Appointed date of 15th June, 2007, the amendments made by the Electricity (Amendment) Act, 2007 shall have effect notwithstanding anything inconsistent therewith in any other Regulation or Code, including the Electricity Supply Code, 2005, framed by the Commission";

Now, therefore, in exercise of powers conferred by section 50 of the Electricity Act and the provisions of the Supply Code 2005 and all other enabling powers in

this behalf, the Uttar Pradesh State Electricity Regulatory Commission makes the following Electricity Supply Code (Fourth Amendment), 2007 namely.-

1. Short title and commencement - (1) This Code may be called the Electricity Supply Code (Fourth Amendment), 2007. (2) It shall come into force on the date of publication in the Gazette.

2. Amendment in Clause 4.1. - In the Electricity Supply Code, 2005, hereinafter called the Code in paragraph 1 of clause 4.1 for the words “and payments”, the words “showing payments of necessary charges and other compliances” shall be substituted;

3. Amendment in clause 4.6. - In the said Code, in clause 4.6, for sub-clause (e), the following sub-clause shall be substituted, namely:

“(e) (i) LT Loads upto 50 kW shall be developed by the licensee only, for which no supervision charges shall be applicable.

(ii) If the work is to be done by the developer / applicant / development authority, the Licensee shall charge supervision charges (on the estimated labour cost, cost of material handling and storage / inventory, but excluding the system loading charges and the establishment costs), as a percentage of the normative estimates, specified in cost data book, which shall be deposited with the licensee before work begins.

- For LT Loads upto 50 kW, if the supply released on HT on the request of consumers (in such cases, metering will be done on LT and billing as per LT tariff) - 15%.
- For Loads exceeding 50 KW (56 KVA) upto 3600 KW (4000 KVA) - 15%.
- For Loads exceeding 3600 KW upto 9000 KW (10,000 KVA) - 8%.
- For Loads exceeding 9000 KW (10,000 KVA) - 5%.

(iii) The Licensee shall commence the work after the applicant has deposited the full amount of the estimates.”

4. Amendment of clause 4.8. - In the said Code, in clause 4.8 (f) for the words and figure “clause 4.6 (d)” the words and figure “clause 4.6 (e)” shall be substituted.

5. Amendment of clause 4.20. -In the said Code, in clause 4.20, after sub-clause (i), the following Explanation shall be inserted, namely:

“Explanation: Bank Rate shall mean the Rate as notified by the Reserve Bank of India.”

6. Amendment of clause 6.8 -In the said Code, in clause 6.8:

(a) for sub-clause (b) (i), the following sub-clause shall be substituted :

“(b)(i) If the Assessing Officer reaches to a conclusion that Unauthorized Use of Electricity has taken place (as defined under Explanation to Section 126 of the Act), he shall serve a provisional assessment bill along with show cause notice to the consumer giving 15 working days for submission of reply under proper receipt fixing a date & time of hearing. The notice shall invite objections in writing from the consumer, against the charges and provisional assessment and require presence of the consumer on the date of hearing.”

(b) for sub-clause (b) (ii), the following sub-clause shall be substituted:

“(b) (ii) If the bill is deposited within 7 days of the service of such provisional assessment order on the consumer, the reply to the notice and subsequent hearing shall not be necessary”

(c) in sub-clause (c) (i), for the words and figure “within 7 working days”, the words and figure “within 15 working days” shall be substituted.

(d) for sub-clause c(iii), the following sub-clause shall be substituted, namely:

“c(iii) If the assessing officer reaches to the conclusion that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place cannot be ascertained, such period shall be limited to a period of twelve months immediately preceding the date of inspection for all categories of services, and he shall provisionally assess the consumption as per the procedure specified in Annexure 6.3.

Note: The assessing officer can draw ‘conclusions’ that unauthorized use of electricity has taken place, based on findings that reveal existence of conditions of “unauthorized use of electricity” given in “Explanation” of clause 6.8, and evidence found suggests that unauthorized use of electricity was not made with ‘dishonest’ intentions, but due to ignorance of procedure or rules or compulsions that only warrant a suitable assessment commensurate with the Act.”

(e) for sub-clause (c) (iv), the following sub-clause shall be substituted, namely:

“(c) (iv) The assessment under (iii) above shall be made at a rate equal to two times the tariff rates applicable for the relevant category of services. The amount billed at this rate (two times the tariff rates) shall not be taken into consideration

for the purpose of computing consumer's liability to pay monthly / annual charges, wherever applicable.”

(f) in clause (d) (i), for the words “under sub-clause (c) ”, the words “under sub-clause c(i) shall be substituted”;

(g) in clause (d) (ii), for the words “one third of the amount”, the words “one half of the amount” shall be substituted;

(h) after sub-clause (c) under the heading “(e) Default in payment of assessed amount or instalments thereof”, the following Explanation to clause 6.8 shall be inserted:

“Explanation:- For the purpose of this clause 6.8, the “unauthorized use of electricity” means the usage of electricity-

(i) by any artificial means, or

(ii) by a means not authorized by the concerned person or authority or licensee, or

(iii) through a tampered meter, or

(iv) for the purpose other than for which the usage of electricity was authorized, or

(v) for the premises or areas other than those for which the supply of electricity was authorized”

7. Amendment of clause 8 - In the said Code, in clause 8.0, sub-clause (6) shall be omitted.

8. Amendment in clause 8.1. - In clause 8.1 of the said Code-

(a) in the heading, before the words “Procedure to be adopted.....section 135 of the Act”, the word and bracket (a) shall be inserted;

(b) for paragraph (i), under the heading “Procedure to be adopted by licensee for inspection, Provisional Assessment, Hearing and Final assessment in case of theft of electricity under section 135 of the Act”, the following paragraph shall be substituted, namely-

“(i) An Officer of the licensee or supplier as authorized by the State Government from time to time under section 135 (2) of the Act, suo-moto or on receipt of reliable information regarding theft of electricity, shall promptly conduct, inspection of such premises exercising due diligence. (Annexure 7.3 (ii) and Annexure 7.3 (iii))”

(c) for paragraph (vii), under the heading “Procedure to be adopted by licensee for inspection, Provisional Assessment, Hearing and Final assessment in case

of theft of electricity under section 135 of the Act”, the following paragraph shall be substituted, namely:

“(vii) In case of prima facie evidence of theft by tampering of meter or metering equipment in case of domestic LT Light and Fan consumers, the meter shall be removed, properly sealed and tested in accordance with procedure laid down in clause 5.6. The supply shall be restored through a new meter or metering equipment of appropriate rating. In other cases of LT / HT connections, the supply may be disconnected if there is a prima facie evidence of theft as recorded by photographs / MRI reports for TVM meters, or where removal of evidence by consumer is apprehended. The report shall be prepared at site as per sub clause (v) & (vi) above. Where MRI report is the evidence of tampering, a copy of the same shall be sent to the consumer in seven working days:

Provided that only the authorized officer (Annexure 7.3 (iv) Annexure 7.3 (v) & Annexure 7.3(vi)) of the licensee or supplier, or any other officer of the rank higher than the rank so authorized by the Commission from time to time through an order, shall disconnect the supply line of electricity, and on payment or deposit of assessed amount, restore the supply line of electricity within forty eight hours of such deposit or payment.”

(d) In the said Code, in clause 8.1(a) the following sub clause shall be inserted namely

“(xi) In the matters where prima-facie evidence of theft is found, the authorized officer of the licensee shall lodge an F.I.R within 24 hours of disconnection. In case where the authorized officer of the licensee fails to lodge an F I R within 24 hours of disconnection it shall be construed that the licensee has failed to achieve and maintain the standards of performance, and the aggrieved consumer can directly approach the Commission for the failure of the licensee in discharging its obligation under section 57 of the Act.”

(e) In paragraph (iv), under the heading “(b) Hearing” for the figure and words “1.5 (one and half)”, the figure and word “2 (two)” shall be substituted;

9. Amendment of clause 8.2. - In the said Code, in clause 8.2 -

(a) for paragraph (i), under the heading “Procedure for taking cognizance in case of theft of electricity”, the following paragraph shall be substituted, namely:

“(i) As per the provisions of the Act and in accordance with the order dated 8.6.2005 of Ministry of Power under Electricity Rules 2005 issued under power to remove difficulties and Electricity (Amendment) Act 2007, the procedure in clause 8.1 above and as provided herein, does not absolve the authorized officer of the licensee or supplier, from lodging the complaint in a police station

within 24 hours from the time of disconnection and filing a case before the Special Court, within 30 days from the date of disconnection.

On failure to file a case before the Special Court within 30 days of disconnection, it shall be construed that the licensee has failed to achieve and maintain the standards of performance, and the aggrieved consumer can directly approach the Commission for the failure of the licensee in discharging its obligation under section 57 of the Act and the authorized officer of licensee or supplier shall restore supply on interim payment of assessed amount, calculated at 1.0 times of existing tariff, less payment already made by the consumer for the period of assessment within 48 hours of such deposit or payment. The Authorized Officer shall subsequently take action for filing the case before the Special Court.”

(b) for paragraph (a), under the heading “Cognizance of offences” the following paragraph shall be substituted, namely :

“(a) A complaint in writing relating to the commission of such offence shall be lodged against the consumer or person by the Appropriate Government or the Appropriate Commission or any of their authorized officers in this regard or a Chief Electrical Inspector or an Electrical Inspector or an authorized officer of Licensee or a Generating Company, as the case may be, within 24 hours of disconnection, in the Police Station of that area having jurisdiction.”

(c) for paragraph (c), under the heading “Cognizance of offences”, the following paragraph shall be substituted, namely :

“(c) The police shall, after investigation, forward the report along with the F.I.R. lodged under sub-clause (a) above to the Court for trial under the Act, i.e. a Special Court, or in absence of a Special Court, any other court.

Provided that the court may also take cognizance of an offence punishable under this Act upon a report of a police officer filed under section 173 of the Code of Criminal procedure, 1973.”

(d) paragraph (e), under the heading “Cognizance of offences”, the following paragraph shall be substituted, namely:

“(e) Notwithstanding anything contained in the Code of Criminal procedure 1973, every Special Court, or in absence of a Special Court, any other court, shall take cognizance of an offence referred to in sections 135 to 140 and section 150 of the Act without the accused being committed to it for trial, and such offence shall be cognizable and non-bailable.”

10. Amendment of clause 8.4 – In the said Code, in clause 8.4, for paragraph (a), the following paragraph shall be substituted, namely:

“(a) The tampered meter shall be replaced with a new meter by the Licensee immediately and the Licensee shall raise the assessment bill at two times the normal tariff for all consumers reckoned for three previous bills prior to date of declaration.”

11. Amendment of Annexure 6.2.- In the said Code, in Annexure 6.2, in paragraph V, under the heading “Appeal under section 127 of the Electricity Act 2003, for the words and figure “1/3rd of the amount”, the words “one half of the amount” shall be substituted;

12. Amendment in Annexure 6.3. - In the said Code, in Annexure 6.3 –

(a) in paragraph 1 under the heading “(A) Assessment in case of unauthorized use of electricity”, for “D”, the following shall be substituted, namely:

“D = Period during which such unauthorized use of electricity has taken place, and if, however, the period during which such unauthorized use of electricity has taken place cannot be ascertained, such period shall be limited to a period of 12 months (365 days) immediately preceding the date of inspection.

Note: For determining the ‘actual period’ of unauthorized use, the assessing officer shall satisfy himself by (i) the report of meter reader / Junior engineer of the facts reporting first instance of the unauthorized use detected (ii) Further scanning by the assessing officer, by checking previous consumptions, and ‘tamper’ evidence from meter reading records, MRI reports etc. (iii) Any other record or evidence acquired from the connected premises / installation or site.”

(b) in paragraph 2, under the heading “(A) Assessment in case of unauthorized use of electricity”, in clause A (2) and A (3) for the words “one and half times”, wherever occurring, the words “two times” shall be substituted:

(c) after paragraph 3, under the heading “(A) Assessment in case of unauthorized use of electricity”, the following paragraph 4 shall be inserted, namely:

“4. For the cases where the usage of electricity is for premises or areas other than those for which the supply of electricity was authorized, the procedure mentioned at sl. No. 1 to 3, shall be followed.”

(d) for paragraph (i), under the heading “B. For cases where usage of electricity is for other purpose than authorized”, the following paragraph shall be substituted, namely:

“(i) If it is found at any time that the energy supplied is used for a purpose on which higher tariff is applicable, the total energy consumed in the previous

one year or the actual period ascertained from the date of detection, shall be charged at two times the rate applicable for the category for which load was found to have been used:

Provided if it is found at any time that the energy supplied is used for a purpose on which lower tariff is applicable, it shall not be considered as UUE and no penal action will be taken.”

(e) in paragraph (ii), under the heading “C. Assessment of Energy in case of theft / pilferage”, the following Explanation shall be inserted :

“Explanation: ‘direct theft’ means where the supply is connected directly and no meter is installed.”

13. Amendment in Annexure 7.3(ii) – In Annexure 7.3(ii), for the words appearing as “(Ref. Clause 7.11 & 8.1(i))” shall be substituted by “(Ref. Clause 7.11 & 8.1(a) (i))”

14. Addition of Annexure 7.3(iii) – After Annexure 7.3(ii), a new Annexure 7.3(iii) shall be inserted:

15. Addition of Annexure 7.3(iv) – After Annexure 7.3(iii), a new Annexure 7.3(iv) shall be inserted:

16. Addition of Annexure 7.3(v) – After Annexure 7.3(iv), a new Annexure 7.3(v) shall be inserted:

17. Addition of Annexure 7.3(vi) – After Annexure 7.3(v), a new Annexure 7.3(vi) shall be inserted:

By the order of the Commission,

(Arun Kumar Srivastava)
Secretary

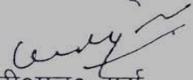
Annexure 7.3(ii) (Ref. Clause 7.11 & 8.1(a)(i))

उत्तर प्रदेश शासन
ऊर्जा अनुभाग-3
संख्या- 28 / चौबीस-पी-3-2008
लखनऊ : दिनांक: 03 जनवरी, 2008

कार्यालय ज्ञाप

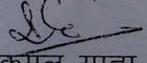
विद्युत अधिनियम, 2003 की धारा-135(2) के अन्तर्गत निहित शक्तियों के तहत जांच/कार्यवाही हेतु अधिकृत अधिकारियों के सम्बन्ध में ऊर्जा अनुभाग-3, उ0प्र0 शासन द्वारा जारी कार्यालय ज्ञाप संख्या-2635/चौबीस-पी-3-2004, दिनांक 05 अक्टूबर, 2004 में एतद्वारा आंशिक संशोधन कर निम्नलिखित अधिकारियों को अधिकृत किया जाता है :-

- (1) अवर अभियन्ता एवं उससे ऊपर के अधिकारी ।
- (2) उ0प्र0 पावर कारपोरेशन की पुलिस सतर्कता शाखा में तैनात पुलिस निरीक्षक एवं उससे ऊपर के अधिकारी ।


वी0एन0 गर्ग
प्रमुख सचिव

संख्या: 28 (1)पी-3/24-2008, तददिनांक :

- प्रतिलिपि निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित :-
- ✓ 1- सचिव, विद्युत नियामक आयोग, उ0प्र0 ।
 - 2- अध्यक्ष, उ0प्र0 पावर कारपोरेशन लि0, लखनऊ ।
 - 3- प्रबन्ध निदेशक, उ0प्र0 पावर कारपोरेशन लि0, लखनऊ ।
 - 4- पुलिस महानिरीक्षक (सतर्कता), उ0प्र0 पावर कारपोरेशन लि0, लखनऊ ।
 - 5- समस्त प्रबन्ध निदेशक, डिस्काम, मध्यांचल विद्युत वितरण निगम लि0, लखनऊ / पूर्वांचल विद्युत वितरण निगम लि0, वाराणसी / पश्चिमांचल विद्युत वितरण निगम लि0, मेरठ / दक्षिणांचल विद्युत वितरण निगम लि0, आगरा ।
 - 6- प्रबन्ध निदेशक, कैस्को, कानपुर ।

आज्ञा से,

(राजकमल गुप्ता)
विशेष सचिव



Annexure 7.3(iv) (Ref. Clause 8.1 (a) (vii))

उत्तर प्रदेश विद्युत नियामक आयोग

किसान मण्डी भवन, द्वितीय तल, गोमती नगर, लखनऊ-226010 (दूरभाष: 2720425) फ़ैक्स : 2720423, ई-मेल: secretary@uperc.org

सन्दर्भ: यूपीईआरसी / सचिव / 2007-1077

दिनांक: 30 अगस्त 2007

विद्युत अधिनियम 2003 में विद्युत (संशोधन) अधिनियम 2007 द्वारा आरोपित धारा 135(1ए) के अन्तर्गत प्राधिकार

विद्युत अधिनियम 2003 में विद्युत(संशोधन) अधिनियम 2007 द्वारा आरोपित धारा 135(1ए) के अन्तर्गत निहित शक्तियों के तहत विद्युत चोरी के पाये जाने पर तत्काल प्रभाव से विद्युत विच्छेदन हेतु पूर्वांचल विद्युत वितरण निगम लिमिटेड, वाराणसी, पश्चिमोंचल विद्युत वितरण निगम लिमिटेड, मेरठ, मध्योंचल विद्युत वितरण निगम लिमिटेड, लखनऊ, दक्षिणोंचल विद्युत वितरण निगम लिमिटेड, आगरा एवं कानपुर इलेक्ट्रिक सप्लाय कम्पनी लिमिटेड, कानपुर के सहायक अभियंता/एस0डी0ओ0 या उससे ऊपर के अधिकारियों को अधिकृत किया जाता है।

ये अधिकारी विद्युत चोरी के पाये जाने पर विद्युत विच्छेदन करने में समर्थ होंगे। इन अधिकारियों का यह भी दायित्व होगा कि विद्युत विच्छेदन के 24 घण्टे के अन्दर सम्बन्धित पुलिस स्टेशन में उक्त अपराध की शिकायत दर्ज कराये। संबंधित वितरण कम्पनियों के प्रबन्ध निदेशकों का यह व्यक्तिगत दायित्व होगा कि वह त्रैमासिक आधार पर विद्युत चोरी के ऐसे सभी प्रकरणों की सूचना आयोग को एवं सचिव (ऊर्जा) उत्तर प्रदेश सरकार को उपलब्ध करायेगा जिसमें विद्युत विच्छेदन के 24 घण्टों के अन्दर पुलिस स्टेशन में शिकायत दर्ज न हुई हो साथ ही ऐसे प्रकरणों में अपने स्तर से लिये गये निर्णय से भी आयोग को अवगत करायेगा।

यदि उपभोक्ता अनुज्ञप्तिधारी द्वारा विद्युत अधिनियम के प्राविधानों के अन्तर्गत निर्धारित धनराशि या विद्युत शुल्क को जमा कर देता है, तो उक्त शिकायत को दर्ज करवाये जाने के दायित्व पर प्रतिकूल प्रभाव डाले बिना अनुज्ञप्तिधारी उक्त धनराशि के जमा कराये जाने के 48 घण्टों के अन्दर विद्युत संयोजन को पुनः जोड देगा।

आयोग के आदेश से

(संगीता वर्मा)
सचिव

1. प्रबन्ध निदेशक, पूर्वांचल विद्युत वितरण निगम लिमिटेड, वाराणसी।
2. प्रबन्ध निदेशक, पश्चिमोंचल विद्युत वितरण निगम लिमिटेड, मेरठ।
3. प्रबन्ध निदेशक, मध्योंचल विद्युत वितरण निगम लिमिटेड, लखनऊ।
4. प्रबन्ध निदेशक, दक्षिणोंचल विद्युत वितरण निगम लिमिटेड, आगरा।
5. प्रबन्ध निदेशक, कानपुर इलेक्ट्रिक सप्लाय कम्पनी लिमिटेड, कानपुर।
6. प्रबन्ध निदेशक, उत्तर प्रदेश पावर कारपोरेशन लिमिटेड, लखनऊ।



Annexure 7.3(v) (Ref. Clause 8.1 (a) (vii))

उत्तर प्रदेश विद्युत नियामक आयोग

किसान मण्डी भवन, द्वितीय तल, गोमती नगर, लखनऊ-226010 (दूरभाष: 2720425) फ़ैक्स : 2720423, ई-मेल: secretary@uperc.org

सन्दर्भ: यूपीईआरसी/सचिव/2007-1078

दिनांक: 31 अगस्त 2007

विद्युत अधिनियम 2003 में विद्युत (संशोधन) अधिनियम 2007 द्वारा आरोपित धारा 135(1ए) के अन्तर्गत प्राधिकार

विद्युत अधिनियम 2003 में विद्युत(संशोधन) अधिनियम 2007 द्वारा आरोपित धारा 135(1ए) के अन्तर्गत निहित शक्तियों के तहत विद्युत चोरी के पाये जाने पर तत्काल प्रभाव से विद्युत विच्छेदन हेतु नोएडा पावर कम्पनी लिमिटेड, नोएडा के अवर अभियंता या उससे ऊपर के अधिकारियों को अधिकृत किया जाता है।

ये अधिकारी विद्युत चोरी के पाये जाने पर विद्युत विच्छेदन करने में समर्थ होंगे। इन अधिकारियों का यह भी दायित्व होगा कि विद्युत विच्छेदन के 24 घण्टे के अन्दर सम्बन्धित पुलिस स्टेशन में उक्त अपराध की शिकायत दर्ज कराये। मुख्य अधिशासी अधिकारी नोएडा पावर कम्पनी लिमिटेड, का यह व्यक्तिगत दायित्व होगा कि वह त्रैमासिक आधार पर विद्युत चोरी के ऐसे सभी प्रकरणों की सूचना आयोग को एवं सचिव (ऊर्जा) उत्तर प्रदेश सरकार को उपलब्ध करायेगा जिसमें विद्युत विच्छेदन के 24 घण्टों के अन्दर पुलिस स्टेशन में शिकायत दर्ज न हुई हो साथ ही ऐसे प्रकरणों में अपने स्तर से लिये गये निर्णय से भी आयोग को अवगत करायेगा।

यदि उपभोक्ता अनुज्ञप्तिधारी द्वारा विद्युत अधिनियम के प्राविधानों के अन्तर्गत निर्धारित धनराशि या विद्युत शुल्क को जमा कर देता है, तो उक्त शिकायत को दर्ज करवाये जाने के दायित्व पर प्रतिकूल प्रभाव डाले बिना अनुज्ञप्तिधारी उक्त धनराशि के जमा कराये जाने के 48 घण्टों के अन्दर विद्युत संयोजन को पुनः जोड देगा।

आयोग के आदेश से

(संगीता वर्मा)

सचिव

मुख्य अधिशासी अधिकारी, नोएडा पावर कम्पनी लिमिटेड नोएडा।

Annexure 7.3(vi) (Ref. Clause 8.1(a)(vii))

उत्तर प्रदेश विद्युत नियामक आयोग
किसान मण्डो भवन, द्वितीय तल, गानसो नगर लखनऊ (दूरभाष: 2720426)
फैक्स : 2720423, ई-मेल : secretary@uperc.org

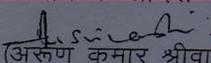
सन्दर्भ: यूपीईआरसी/सचिव/2008-1876
दिनांक: 24.1.2008

विद्युत अधिनियम 2003 में विद्युत (संशोधन) अधिनियम 2007 द्वारा आघोषित धारा 135 (1ए) के अन्तर्गत प्राधिकार।

विद्युत अधिनियम की धारा 135(2) के अन्तर्गत जारी उत्तर प्रदेश शासन के कार्यालय ज्ञाप सं० 28/चौबीस-पी-3-2008 दिनांक 03 जनवरी 2008 के दृष्टिगत उत्तर प्रदेश विद्युत नियामक आयोग द्वारा सम्यक विचारोपरान्त आयोग के पत्र सं० यूपीईआरसी/सचिव/2007/1007 दिनांक 30 अगस्त 2007 को संशोधित करने का निर्णय लेते हुए विद्युत अधिनियम 2003 सपटित विद्युत (संशोधन) अधिनियम 2007 द्वारा 135 (1ए) के प्रथम परन्तुक के अन्तर्गत निहित शक्तियों के तहत विद्युत चोरी के पाये जाने पर तत्काल प्रभाव से विद्युत विच्छेदन हेतु पूर्वान्वल विद्युत वितरण निगम लिमिटेड, वाराणसी, पश्चिमांचल विद्युत वितरण निगम लिमिटेड, मेरठ, मध्यान्चल विद्युत वितरण निगम लिमिटेड, लखनऊ, दक्षिणांचल विद्युत वितरण निगम लिमिटेड, आगरा एवं कानपुर इलेक्ट्रिक सप्लाय कम्पनी लिमिटेड कानपुर के अवर अभियन्ता या उससे ऊपर के अधिकारियों को अधिकृत किया जाता है। नोयडा पावर कम्पनी, नोयडा के विषय में आयोग के पत्र सं० यूपीईआरसी/सचिव/2007/1007 दिनांक 31 अगस्त 2007 द्वारा अवर अभियन्ता या उससे ऊपर के अधिकारियों को अधिकृत किये जाने की स्थिति यथावत रहेगी।

ये अधिकारी विद्युत चोरी के पाये जाने पर विद्युत विच्छेदन करने में समर्थ होंगे। इन अधिकारियों का यह भी दायित्व होगा कि विद्युत विच्छेदन के 24 घंटे के अन्दर सम्बंधित पुलिस स्टेशन में उक्त अपराध की शिकायत दर्ज करायें। सम्बंधित वितरण कम्पनियों के प्रबन्ध निदेशकों का यह व्यक्तिगत दायित्व होगा कि वह त्रैमासिक आधार पर विद्युत चोरी के ऐसे सभी प्रकरणों की सूचना आयोग को एवं सचिव (ऊर्जा) उत्तर प्रदेश सरकार को उपलब्ध करायेंगे जिनमें विद्युत विच्छेदन के 24 घंटों के अन्दर पुलिस स्टेशन में शिकायत दर्ज न हुयी हो साथ ही ऐसे प्रकरणों में अपने स्तर से कृत कार्यवाही से भी आयोग को अवगत करायेंगे।

अनुज्ञप्तिधारी द्वारा विद्युत अधिनियम के प्राविधानों के अन्तर्गत निर्धारित धनराशि या विद्युत शुल्क को यदि उपभोक्ता जमा कर देता है तो उक्त शिकायत को दर्ज करवाये जाने के दायित्व पर प्रतिकूल प्रभाव डाले बिना अनुज्ञप्तिधारी उक्त धनराशि के जमा कराये जाने के 48 घंटों के अन्दर विद्युत संयोजन को पुनः जोड देगा।

आयोग के आदेश से

(अरुण कुमार श्रीवास्तव)
सचिव

1. प्रबन्ध निदेशक, पूर्वान्वल विद्युत वितरण निगम लिमिटेड, वाराणसी।
2. प्रबन्ध निदेशक, पश्चिमांचल विद्युत वितरण निगम लिमिटेड, मेरठ।
3. प्रबन्ध निदेशक, मध्यान्चल विद्युत वितरण निगम लिमिटेड, लखनऊ।
4. प्रबन्ध निदेशक, दक्षिणांचल विद्युत वितरण निगम लिमिटेड, आगरा।
5. प्रबन्ध निदेशक, कानपुर इलेक्ट्रिक सप्लाय कम्पनी लिमिटेड कानपुर।
6. मुख्य अधिशाषी अधिकारी, नोयडा पावर कम्पनी, नोयडा।
7. प्रबन्ध निदेशक, उत्तर प्रदेश पावर कारपोरेशन लिमिटेड लखनऊ।