BEFORE THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

In the matter of: Illegal disproportionate and excess money charged by UPSEB for providing a new power connection of 15 MW to the Petitioner and refund of Rs. 1.80 crores

And

In the matter of: M/s LML Limited
C-3, Panki Industrial Area, Kanpur: Petitioner

Vs.

1. CMD, U. P. Power Corporation Ltd
2. MD, Kanpur Electric Supply Co Ltd:
Respondents

O R D E R

M/s LML Limited, the petitioner, has filed a petition on 26.12.2002 claiming that excessive cost has been charged by UPSEB/UPPCL from them for providing a new power connection of 15 MW to the Petitioner. The petition has been submitted under section 26 read with section 10 (h) of the U.P. Electricity Reforms Act, 1999, read with clause 7.28, 7.29, 4.46 & 4.47 of the U.P. Electricity (Supply) Code-2002. On examination of the petition the Commission notices that the petitioner is not satisfied with the cost of line charged by erstwhile UPSEB for constructing the 132 KV line and other associated works for releasing the 15 MW connection to the petitioner in 1995. At Annexure 9 the petitioner has attached copies of various letters requesting the officials of UPSEB for partial refund amounting to Rs. 1.80 crores of the estimated cost charged. As per the provisions of clause VI(3) of the Schedule of the Indian Electricity Act, 1910 where any difference or dispute arises as to the cost of any service line, the matter shall be referred to an Electrical Inspector and decided by him, which has also been specified in clause 4.46 of the Electricity Supply Code-2002. Since the first appellate body in this matter is the Director Electrical Safety, the Commission directs the Director Electrical Safety to decide the case within three months.

(Arun Sarkar)	**(S.C. Dhingra)**	**(J.L. Bajaj)**
Member	Member	Chairman

Place: Lucknow
Date: February 11, 2003