

**BEFORE THE HARYANA ELECTRICITY REGULATORY
COMMISSION AT PANCHKULA**

Case No. HERC/RA- 5 of 2020

Date of Hearing : 29.09.2020

Date of Order : 21.10.2020

In the Matter of

Petition under Section 94(1) (f) of the Electricity Act, 2003 read with Regulations 57(1), 57(2), 65 and 68 of the Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 for reviewing/modifying a part of the order dated 04.03.2020 passed by this Hon'ble Commission in Case No. HERC/PRO-66 of 2017 passed in proceedings under section 61(d) and Section 181 of the Electricity Act, 2003 for amendment in the Haryana Electricity Regulatory Commission (Single Point Supply to Employer's Colonies, Group Housing Societies and Residential or Commercial cum Residential Complexes of Developers) Regulations, 2013 and consequent amendment of Single Point Supply Regulations, 2020 notified by this Hon'ble Commission on 22.04.2020.

Petitioner Dakshin Haryana Bijli Vitran Nigam, Hisar
 Uttar Haryana Bijli Vitran Nigam Ltd., Sector-6, Panchkula

Present on behalf of the Petitioner:

Ms. Sonia Madan, Counsel for petitioners.

ORDER

- I. The present matter has come up for consideration of this Commission in the form of a Review Application No. 5 of 2020 preferred on behalf of the two utilities i.e. the DISCOMs operating in the State of Haryana. This review petition impugns some of the findings which came to be recorded by this Commission in its order dated 04.03.2020.
- II. It will be appropriate to mention here that the order dated 04.03.2020 was passed by this Commission in PRO No. 66 of 2017. The proceedings of the said case constituted the statutorily prescribed deliberations which this Commission is mandated to undertake prior

to formulation of any Regulations governing the supply, sale, distribution et al of electricity in the State of Haryana. Having given due consideration to the versions put forth by the stakeholders including the DISCOMs, the general public etc, this Commission recorded its findings in the order dated 04.03.2020. It was in pursuance of this order dated 04.03.2020 that the Single Point Supply Regulations, 2020 were issued by this Commission and duly notified in the Official Gazette of the Government of Haryana on 22.04.2020.

III. Despite the conduct of extensive proceedings in the form of hearings, considerations in the aforesaid case which proceedings were duly recorded at that time, the DISCOMs have thought it fit to approach this Commission by way of the RA No. 5 of 2020 challenging certain provisions of the Single Point Supply Regulations, 2020 as notified on 22.04.2020. It may be noted here that the said provisions, the review of which is now being sought by the review applicants, have already been duly deliberated upon during the extensive proceedings undertaken by this Commission and as such, a strict burden has been cast on the applicants to make out a case for review of the said regulations. In the present adjudication, even though the Commission is guided by the grounds taken in the Review Application, however at the same time, owing to the limited and circumscribed nature of the review jurisdiction, this Commission has had the benefit of the proceedings undertaken in PRO No. 66 of 2017. The submissions made by the Review Applicant have been considered in context of the submissions made during the course of said PRO No. 66 of 2017. As a general principle governing review jurisdiction, the Applicant has been given due liberty to make out a case of discovery of new facts which were previously undiscovered or of a patent error apparent from the face of the record or of any other sufficient reason for review of the previous adjudication rendered by this Commission on 04.03.2020.

1. **Brief Background of the Case:** Review Applicant has submitted as under:

- 1.1 The Applicants are filing the accompanying review petition before Hon'ble Commission for part modification/ review of the order dated 04.03.2020 passed in Case No. HERC/PRO-66 of 2017, in proceedings under section 61(d) and section 181 of the Electricity Act, 2003 for amendment in the Haryana Electricity Regulatory Commission (Single Point Supply to Employer's Colonies, Group Housing Societies and Residential or Commercial Cum Residential Complexes of Developers) Regulations, 2013 and consequent amendment of Single Point Supply Regulations, 2020 notified by this Hon'ble Commission on 22.04.2020.
- 1.2 That the facts and averments contained in the accompanying review petition may kindly be read as part and parcel of the instant application, which are not being repeated here for the sake of brevity.

- 1.3 That in pursuance to order dated 04.03.2020 passed by the Hon'ble Commission in PRO-66 of 2017, the Single Point Supply Regulations, 2020 were notified in the Official Gazette of Government of Haryana on 22.04.2020 thereby bringing amendments in the Haryana Electricity Regulatory Commission (Single Point Supply to Employer's Colonies, Group Housing Societies and Residential or Commercial Cum Residential Complexes of Developers) Regulations, 2013.
- 1.4 That the accompanying Review Petition has been filed by the Applicant-Respondent seeking review/ modification of Regulations 3.2, 6.1(e), 6.4 and 8 of the Single Point Supply Regulations, 2020 as there exists sufficient cause for such review in the larger interest of the State.
- 1.5 That the order of the Hon'ble Commission dated 04.03.2020 and Single Point Supply Regulations, 2020 dated 22.04.2020 were uploaded on the website of Hon'ble Commission after 22.04.2020 only. It however, came to the knowledge of the Applicants in the end of the April, 2020. The applicants had to convene a joint meeting to discuss the regulations which got delayed on account of restricted working due to widespread of COVID-19. However, the Applicants immediately took action on the same and decided to approach this Hon'ble Commission for review/ modification of order.
- 1.6 That the Applicants thereafter approached counsel for representation of the matter and took steps to file the instant Petition. Thus, there was slight delay which has occurred due to inadvertent and bonafide reasons beyond the control of the Petitioners.
- 1.7 That the Applicants craves the indulgence of this Hon'ble Commission to condone a delay of nearly 30 days in filing the accompanying review petition which has occurred due to inadvertent and bonafide reasons beyond the control of the Applicants. It is submitted that the said delay is neither deliberate nor intentional.
- 1.8 That prima-facie, the facts and circumstances of the present case are in the favour of the Applicants and the balance of convenience is also in its favour. It has been consistently held by courts that the cause of substantial justice has to prevail upon the technicalities.

Relief Sought:

In view of the aforesaid, it is most respectfully prayed that this Hon'ble Commission may be pleased to: -

- 1.9 Admit the present Review Petition;
- 1.10 Review the Order dated 04.03.2020 in Case No. HERC/PRO -66 of 2017 in terms of the submissions made in the present Review Petition;
- 1.11 Amend the Regulations 3.2, 6.1(e), 6.4 and 8 of the Single Point Supply Regulations, 2020 in terms of the submissions made in the present Review Petition;
- 1.12 To condone the delay in filing the present Petition, if any; and
- 1.13 Pass such order as this Hon'ble Commission may deem fit and proper in the facts and circumstances of the case.

2. Proceedings of the Commission:

- 2.1 That the matter was heard by the Commission on 29.09.2020 as scheduled through Virtual Court. The counsel of petitioner has submitted in brief his plea reiterating written submissions.
- 2.2 Upon hearing the contention of the petitioner through its counsel, the Commission reserved final order with direction to the petitioner to submit a case study within two days of hearing specially with regard to the rebate in terms of percentage units leading to excessive losses to the DISCOMs, as the aggregate units are reduced proportionally whereas they are seeking in their petition to allow the rebate in terms of reduced tariff/percentage reduction on the applicable tariff instead of percentage units.

3. Written Statement from Review Applicant, Dated: 07.10.2020

- 3.1 The Petitioners had advanced oral submissions before the Hon'ble Commission on 29.09.2020. The Petitioners are filing the instant written submissions in support of oral arguments advanced during course of hearing.

Hearing dated 29.09.2020

- 3.2 During the course of hearing dated 29.09.2020, the Hon'ble Commission had asked the Petitioners to elaborate the effect of change of mode of rebate from percentage unit to percentage tariff provided in Regulation 6.4 of Single Point Supply Regulations, 2020.

At the outset, the relevant extract of Regulation 6.4 of Single Point Supply Regulations, 2020 is reproduced hereunder for the kind consideration of the Hon'ble Commission –

“For the purpose of billing of Single Point Supply the energy consumption and combined maximum demand of Employer Colony/GHS/Residential-cum-commercial Complex/Commercial complex will be recorded by Single Point Supply meter. A rebate of 4% in case of supply at 11 kV and 5% in case of supply at higher voltage in the energy consumption will be admissible to cover the expenses that may be incurred by the GHS/Employer in meeting their obligations such as individual Metering, Billing, Collection of charges from individual Residents/Users etc. Provided in case of Single Point Supply to Commercial Complex, Shopping Mall, a rebate of 1% in their energy consumption will be admissible to cover the above such expenses.

...”

The rebate was allowed in the Regulations in terms of percentage units. However, the Petitioners had observed that the rebate in terms of percentage units is reflected as distribution losses. For example, if a single point supply connection on 11 KV level has a monthly consumption of 100 units, it shall be billed for 96 units by giving 4% rebate as per the Regulation. This rebate of 4 units will be reflected in

the distribution losses thereby increasing the overall losses of the Petitioners which is viewed as inadequacies of the system and operations of the licensee. Therefore, it is humbly prayed that the rebate may be allowed in terms of monetary value. Meaning thereby the licensee shall be allowed to raise the bill of full monthly consumption of 100 units, however, amount corresponding to 4% i.e. 4 units (in case of 11 KV voltage level) will be reduced as rebate from the total bill to be paid by the consumer and will be reflected in the bill under the head 'Rebate'. This will meet the objective of the Hon'ble Commission of providing rebate to the single point supply consumers without increasing the distribution losses of the licensee.

It is therefore, most humbly stated that the Hon'ble Commission may consider modifying the mode of assessment of rebate. The rebate may be allowed in terms of reduced tariff / percentage reduction on the applicable tariff instead of percentage units.

The Petitioners have also enlisted hereunder the grounds of review/ modification of other provisions of Single Point Supply Regulations, 2020 (other than regulation 6.4 elaborated hereinabove) for the kind consideration of the Hon'ble Commission.

The review/modification prayed in the Single Point Supply Regulations, 2020 are listed hereunder for the consideration of the Hon'ble Commission

Sr. NO :	<u>Regulation in Single Point Supply Regulations, 2020</u>	<u>Amendment prayed</u>	<u>Grounds for review</u>
<u>REVIEW OF REGULATION 6.1(e)</u>			
1.	6.1 <i>e) Distribution Licensee shall supply electricity to these consumers at the required voltage level at a Single Point and <u>the same shall be covered under Urban supply Category.</u> The Developer/User Association intending to avail Single Point Supply for their area shall be required to submit the requisite documents for approval of the load and electrification plan of his licensed area.</i>	Single Point Supply may not be compartmentalized strictly under 'Urban Supply'. Wherever, the demand of Single Point supply is for lesser load and can be fed through existing feeder, the same may be allowed to be connected through the available feeder of any category. The said clarification/ modification in	The Petitioners made following submissions for the kind consideration of the Hon'ble Commission during the course of public hearing held while deliberating on draft of Single Point Supply Regulations, which is duly recorded in the Written submissions filed by the Petitioners – "It has been provided that Single Point Supply shall be covered under Urban Supply Category. It is submitted that in case such Single Point Supply is through an Independent Feeder, it can be

	<p><i>The total ultimate load for Single Point Supply shall be estimated based on the norms/guidelines issued by licensee in this regard from time to time.</i></p>	<p>Regulation 6.1(e) is essential to optimize effective utilization of resources of the distribution licensee and to reduce losses. Moreover, the Hon'ble Commission will appreciate that the demand for independent feeders is increasing at a very high rate surpassing even the number of Urban feeders connections. This has posed bigger challenges before the Petitioners as the demand of consumers have to be satisfied in balance with available infrastructure, safety in operations and effective power supply.</p> <p>In that light if the matter, it is essential that the Single Point Supply may be allowed from either Supply category, i.e. Urban or Rural Domestic based on the category of the feeder from which supply is extended, if the same has to be provided from an existing feeder.</p>	<p><i>categorized under Urban Supply Category as provided in the Regulations. But in case of lesser load, the Supply is not through an Independent feeder but is provided from an existing feeder, the category of the feeder from which supply is extended i.e. it can be Urban or Rural Domestic as the case may be."</i></p> <p><u>The Hon'ble Commission while passing the Order dated 04.03.2020 took note of the above mentioned submissions of the Petitioners, however, inadvertently wrongly reproduced the same under the discussion of Regulation 6.1 (e) (x). The said comment of the Petitioners finds mention on pages 27-28 of the Order dated 04.03.2020. Further, the said submission of the Petitioners had not been dealt with at all by the Hon'ble Commission in the Order. It appears from the perusal of the order that the submission has been inadvertently missed to be taken into account. This apparently appears to be an error on the face of the record.</u></p>
<u>REVIEW OF REGULATION 3.2</u>			
2.	3.2 For the existing Employer's colonies, having	Employer Colonies should also have both	The Hon'ble Commission while passing the Order dated

	<p>20 (twenty) or more number of residential units and irrespective of connected load, which are bounded by wall/fence having restricted entry and <u>which presently do not have Single Point Supply but have individual electricity connections released by the Distribution Licensee to the employees residing in the colony, the distribution licensee shall convert, at its cost, the supply to such colonies to Single Point Supply at 11 kV or higher voltage, depending upon the feasibility, within 3 (three) months from the date of notification of these regulations and thereafter supply to such colonies shall be governed by these Regulations.</u></p>	<p>the options available to them on the same lines as for GHSs i.e. they can either opt for Single Point Supply or individual connections for the residents with reference meter at the incoming supply.</p>	<p>04.03.2020 did not take complete note of the following submissions of the Petitioner –</p> <p><i>The Employers' Colonies which are bounded with wall and have restricted entry are mandated to be given only Single Point Supply. They have not been given the option of individual connections with reference meter at the incoming supply point, as provided to the GHSs. As per the provisions of 2013 Regulations supply to all the existing employers' colonies was converted to Single Point Supply and for new employers' colonies also, only Single Point supply was given. However, the employees residing in the state power utilities' colonies have expressed their resentment that the employers' colonies have not been given the option of individual connections with reference meter as has been given to the GHSs with the result that they are deprived of any subsidy that is given from time to time for domestic consumers of the DISCOMs. It is felt that the concerns of the residents of the power utilities' colonies is genuine and justified and, therefore, it is recommended that for Employer Colonies should also have both the options available to them on the same lines as for GHSs i.e. they can either opt for Single Point Supply or individual connections for the residents with reference meter at the incoming supply.</i></p> <p><u>The justification for the proposed amendment in</u></p>
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		<p><u>Regulation 3.2 given by the Petitioner had not been dealt with by the Hon'ble Commission.</u></p> <p><u>The Hon'ble Commission while disallowing the option of individual connection to the consumers of the Employers colonies has passed a regulation, which creates a distinction among the electricity consumers of the Petitioner. There is no intelligible differentia validating the classification of the consumers of Employer Colonies from the other Single point consumers. The Regulation 3.2 of Single Point Supply Regulations, 2020, in its present form is therefore, violative of Article 14 of the Constitution of India as well as the basic tenets of the Electricity Act, 2013. Section 181 of the Electricity Act, 2003 only empowers the Hon'ble Commission to frame Regulations consistent with the provisions of the Act.</u></p> <p>Sub-section (3) of Section 62 of the Electricity Act, 2003 specifically prohibits any arbitrary discrimination among consumers of the State. As per sub-section (3) of Section 62 of the Electricity Act, 2003, there is a negative mandate of the legislature upon the Commission. While fixing tariff, the Commission cannot show undue preference to any consumer of electricity. The Commission, however, is vested with the power to prescribe differential rates according to</p>
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		<p>the consumers' load factor, power factor, voltage, total consumption of electricity during any specified period of time at which supply is required. The other permissible differentiating factors are geographical position of any area, the nature of supply and the purpose for which the supply is required. However, by prohibiting individual connection to consumers of the Employers Colony, the Hon'ble Commission has differentiated the similarly placed consumers from availing benefits of individual connection without reference to any permissible differentiating factor, which is against the mandate of the Electricity Act, 2003.</p> <p><u>The Hon'ble Commission did not deal with the fact that consumers of the Employer Colonies are deprived of any subsidy which is given from time to time for other domestic consumers of the Petitioner. There appears to be an error apparent on the record to the effect that the complete submissions of the Petitioner as regards Regulation 3.2 have not been recorded and dealt with in Order dated 04.03.2020. Even otherwise, there exists sufficient cause for review /modification of Regulation 3.2 in above mentioned terms as the provision is inconsistent with the Electricity Act, 2003 and contravenes the basis right enshrined under the Constitution of our Country.</u></p>
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			Thus, in view of the foregoing submission, the review/ modification/clarification of Regulation 3.2 deserves to be allowed to the extent that the option of individual electricity connections be also allowed to the consumers of the Employers Colony.
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REVIEW OF REGULATION 8

<p>8. These Regulations shall not apply to the electricity consumers of Employers' Colonies, Group Housing Societies and Residential or Commercial cum Residential Complexes of Developers who opt for availing electricity supply through smart prepaid meter from the licensee.</p> <p>Provided such Consumers give a consent to the Distribution Licensee of his area of supply, through a resolution, supported by an affidavit, that all the members / residents of Employers' Colonies, Group Housing Societies and Residential or commercial cum Residential Complexes of Developers shall apply to the Distribution Licensee concerned for installation of smart prepaid meters within one month for their loads including common services and other loads if any.</p> <p>Provided further, that if all the Members / residents</p>	<p>The provision that the Single Point supply Regulations shall not apply to the electricity consumers of Employers' Colonies, Group Housing Societies and Residential or Commercial cum Residential Complexes of Developers who opt for availing electricity supply through smart/ pre-paid meter from the licensee, may kindly be withdrawn.</p>	<p>the provision of Pre-paid meter in the gated colonies has operational impediments. The Prepaid/ Smart meters fails to fulfil the very intent of the Single Point Supply Regulations. The officers of the Petitioner cannot have easy access to such Pre-paid meters and there is likelihood theft, pilferage and tampering of meters due to reduced frequency of energy accounting leading to high commercial losses. To ensure that the losses of the Petitioner are minimized, it is vital that the meter reading and checking is done effectively and for that the person authorised by the Nigam in this behalf, shall have access to the consumer's premises at all times during the day for the purpose of reading the meter for ascertaining the amount of electricity supplied or the electrical quantity contained in the supply to the consumer. This is also the objective of the Single Point Supply Regulations. However, with pre-paid/ smart meters installed within gated colonies, the meter accessibility is reduced and the very objective of Single Point Supply is frustrated. The Hon'ble</p>
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<p><i>of any Employers' Colonies, Group Housing Societies fail to apply for switching over to electricity supply through pre-paid meter within three months from the date of notification of these regulations, the Distribution Licensee concerned shall forthwith, without issuing any notice, convert the supply to Single Point Supply as envisaged under these Regulations.</i></p>		<p>Commission had not considered this aspect of the matter as no elaborate discussion was made on the issue of exemption provided to consumers with pre-paid meters during the public hearing. Thus, in view of the foregoing submission, the Regulation 8 calls for a review/modification as there exists sufficient cause for the same.</p>
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3.3 In view of the foregoing, prayer is made for modifications in the Order dated 04.03.2020 and consequently in Single Point Supply Regulations, 2020 are absolutely essential to meet the objectives of the Regulations and in the larger interest of the State. There exists 'sufficient cause' for allowing the review in terms of the present Petition as the part of the Order has been passed by this Hon'ble Commission without considering the aforesaid facts and submissions made by the Review Petitioners in entirety.

The Legal position and the judgments of various courts in support of the prayer of the Petitioners for review have been detailed in the Petition. The same are not being reiterated for the sake of brevity. Suffice to say that this is a fit case for exercise of powers of this Hon'ble Commission to review/modify/clarify the order dated 04.03.2020.

In view of the foregoing, it is most humbly prayed that the instant petition/ application be allowed, in the interest of justice.

4. Commission analysis and Order:

The Review applicant has filed this review petition for review of the order dated 04.03.2020 passed by Commission in Case No. HERC/PRO-66 of 2017, wherein Haryana Electricity Regulatory Commission (Single Point Supply to Employer's Colonies, Group Housing Societies and Residential or Commercial Cum Residential Complexes of Developers), Regulation, 2020 finalized and subsequently notified on 22.04.2020. The review applicant had sought review/modification of **Regulations 3.2, 6.1(e), 6.4 and 8** of the ibid Single Point Supply Regulations, 2020. The Commission has carefully examined the Review Petition and reply/submissions made in writing as well as orally during the course of hearing and observes as under:

4.1 Review of Regulation 3.2

The review sought by the Review Applicant under this head is clearly dealt by the Commission in order dated 04.03.2020 while finalizing the Single Point supply Regulations, 2020 wherein Commission specifically observed and held that the individual connections under 2nd option may not serve the objective of Single Point Supply Regulations in employer's colonies as the difficulties encountered in metering, billing and disconnection of supply in case of default in payments faced in such colony may not be overcome under such arrangement. It has been further observed that the Review applicant has challenged the detailed findings and reasoning of the Commission's Order dated 04.03.2020, however the scope of Review does not extend to the adjudicating the findings recorded earlier, but only extends to errors that are apparent on the very face of the record or where there is a fact that has been discovered after passing of Order which was not in the knowledge of the Petitioner at the time of hearing of the Petitioner.

Consideration

A perusal of the contentions made on behalf of the petitioner, the Commission observes that the Petitioner has failed to make out a case for any patent error or any newly discovered fact herein being brought on record and accordingly, it is not be maintainable and cannot be entertained in review. In any case, due deliberation on the issue had already been done by the Commission in light of the submissions made on behalf of the various stakeholders involved and accordingly for the reasons recorded in the order dated 04.03.2020, a conscious decision was taken to not permit such course of action as has been repeated in the present review application. No case as would require exercise of review jurisdiction has been made out.

Finding

No new material or ground previously undiscovered having been pointed out in the present proceedings, the present ground for review of the *ibid* Regulation cannot be countenanced.

4.2 Review of Regulation 6.1(e) i.e. Distribution Licensee shall supply electricity to these consumers at the required voltage level at a Single Point and the same shall be covered under Urban supply Category:

It has been observed that the Commission directions in the Order dated 04.03.2020 *inter alia* implies that the Distribution Licensee shall supply electricity to these consumers at the required voltage level at a Single Point and the same shall be covered under Urban supply category. The *ibid* provisions in the Order dated 04.03.2020 were consciously given with the intention to provide electricity to such consumers of the Society on urban mode under the impression that Centre/State Government envisaged targets to provide 24X7 hrs supply to every house hold consumer and moreover, DISCOMs are providing/creating introduction for 24 hrs supply to the consumers of

even rural feeders under agies of MGJG scheme announced by the State Government.

Consideration

A perusal of the above submissions and the relevant record brings up the issue of feasibility as well practicability of the supply of electricity in such cases. In cases where Urban Mode is not available and the Rural Distribution System feeder is available, then it will serve the interest of all the stakeholders if the supply is ensured from the available RDS in the vicinity.

Finding

Accordingly, Commission finds it appropriate to clarify that in case only RDS feeder is passing in vicinity of the developed area, the single point connection may be released from existing feeder.

4.3 Review of Regulation 6.4

The Commission in reference of hearing dated 29.09.2020 vide interim order dated 29.09.2020 interalia directed to the petitioner to submit a case study especially with regard to the rebate in terms of percentage units leading to excessive losses to the DISCOMs, as the aggregate units are reduced proportionally where as they are seeking in their petition to allow the rebate in terms of reduced tariff/percentage reduction on the applicable tariff instead of percentage units.

Consideration

The petitioner in response has not submitted any case study as directed by the Commission in support of review claimed, however, they arbitrarily claim that the rebate in terms of percentage units is leading to excessive losses to the DISCOMs. Moreover, this provision is existing since Single Point Regulation, 2013 notified on 9th January, 2013 and issue was not raised during hearing of the case.

Finding

Inspite of specific order having been passed by the Commission, the Review Applicant has failed to supply any material substantiating its claim for review of the ibid provision and moreover none of the requirement for exercise of review jurisdiction is fulfilled. It is held that no case for review of the considered decision is made out.

4.4 Review of Regulation 8:

The Commission observes that the Smart Meter/Pre-paid Meter will not only improve the efficiency of the DISCOMs but will more importantly provide ease and convenience to the electricity consumers. However, a submission has been made on behalf of the petitioner in terms of which shortcoming of the prepaid meters has been brought out, particularly the difficulties in keeping a check on theft etc.

Consideration

Considering the manifold issues which the petitioner DISCOMs face in the course of ensuring supply of electricity to the consumer, the above contention has found favor with the Commission in that the previously

mandated arrangement would prove ineffective in case consumer abstracts energy from the line existing in the colony bounded with walls/fence, having restricted entry, installation of prepaid meter may not help in tackling the menace of theft unless there is reference meter at the entrance and developers/RWA undertakes to pay for difference of sum total of energy registered by individual consumers and reference meter installed at entrance after allowing the rebated of 4/5 % as per Regulations.

Finding

Considering the practical difficulty for the DISCOMs which will precipitated by the Regulation if it continues to stand as today and also in view of the potential revenue loss to the DISCOMs in the eventuality of the incidence of theft et al, the regulation is modified accordingly, in exercise of the power conferred by Regulation 11 “Power to remove difficulty” of Single Point Regulations, 2020.

- 4.5** In view of the above, the present review petition is disposed off accordingly.

This Order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 21/10/2020.

Date: 21.10.2020

Place: Panchkula

(Naresh Sardana)
Member

(Pravindra Singh)
Member