

**KERALA STATE ELECTRICITY REGULATORY COMMISSION**  
**THIRUVANANTHAPURAM**

**Present: Shri. Preman Dinaraj, Chairman**  
**Adv. A J Wilson, Member (Law)**

**Petition No. OP No. 08/2021**

**Hearing : 30.03.2021**

In the matter of : Single Point Supply- Order of the Commission dated 17-07-2019 in the petition OA NO:13/19 in the matter of "Petition filed by M/s South Asian Plywood Mills (P) Ltd for determination of Tariff for Single Point Supply and sharing of Electricity charges" – further clarification requested by the petitioner- suo motu proceedings initiated by the Commission -reg

Petitioner : M/s. South Asian Plywood Mills Private Limited, NH Bypass, Edappally, Ernakulum

M/s South Asia Plywood represented by : Sri. Thankachan Thomas

Respondent : Kerala State Electricity Board Limited

Respondent represented by : Sri. KGP Namboothiri, EE (TRAC)  
Sri. Rajesh R, AEE (TRAC)

**Daily Order dated 31.03.2021**

1. M/s South Asian Plywood Mills (P) Ltd (hereinafter referred to as M/s South Asian Plywood or the complainant), vide letter dated 19-01-2021 submitted before the Commission that, in compliance of the Order of Commission dated 17-07-2019 the complainant submitted an application as per Regulation 56 (2) of Supply Code 2014 for availing Single Point Supply. Upon submission of the application, KSEB Ltd (hereinafter referred to as the Respondent or KSEB Ltd) asked for further details, and the complainant submitted the details demanded by KSEB Ltd. However as on date there is no progress from KSEB Ltd for finalizing the tariff of Single Point Supply as

per the Regulation 56 (10) of Supply Code, 2014. Considering the above, the complainant requested before the Commission to issue appropriate additional Order for fixation of Tariff for Single Point Supply as per the Regulation 56 (10) of Supply Code, 2014.

## **Background**

2. The Commission vide Order dated 17-07-2019 in petition number OA No:13/19 in the matter of "Petition filed by M/s South Asian Plywood Mills (P) Ltd for determination of Tariff for Single Point Supply and sharing of Electricity charges" ordered as follows.  
“
  - (1) *The petitioner M/s South Asian Plywood Mills (P) Ltd shall, as per the Regulation 56(2) of the Supply Code, 2014, submit an application to the KSEB Ltd, along with detailed project report for availing single supply and to provide supply to all the beneficiaries of the project.*
  - (2) *KSEB Ltd shall file a petition before the Commission for determination of the tariff for single point supply as per Section 56(10) of the Supply Code, 2014, with all details as submitted by the developer.*
  - (3) *Till such time the Commission determine the tariff applicable to the single point supply based on the petition filed by KSEB Ltd, the licensee shall allow the petitioner to follow the methodology as proposed by the petitioner under paragraph 2(4) above for collection of electricity charges from the beneficiaries, and for remittance of the electricity charges to KSEB Ltd*
  - (4) *Till further orders, all the developers availing single point supply shall collect the 'Section - 4 Electricity duty as per Kerala Electricity Duty Act, 1963', from the beneficiaries at the retail tariff approved by the Commission for the respective tariff categories.*
  - (5) *KSEB Ltd shall also file separate petitions for determination of the tariff for single point supply as per Regulation 56(10) of the Supply Code, 2014, for other cases with all necessary details.”*
3. However, KSEB Ltd yet to submit petition for determination of tariff of Single Point Supply as per regulation 56(10) of supply code for providing Single Point Supply to beneficiaries of M/s South Asian Plywood Mills (P) Ltd.
4. Based on the letter of M/s South Asian Plywoods Mills (P) Ltd dated 19-01-2021, intimating non-compliance to the Commission's Orders above, the Commission initiated suo motu proceedings on the issues of providing Single Point Supply as a Suo-Motu Petition OP No.08/2021. Commission conducted the hearing on the petition on 30.03.2021 through video conference. Sri Thankachan Thomas, General Manager, presented the matter on behalf of the complainant M/s South Asia Plywood, and Sri K G P Nampoothiri, EE and Rajesh R, AEE, presented the arguments on behalf of the respondent KSEB Ltd. The summary of the deliberations during the hearing is given below.
  - (i) M/s South Asian Plywood Mills (P) Ltd submitted that, in compliance of the Order of the Commission dated 17.07.2019, they submitted the DPR and all other details to the KSEB Ltd.

- (ii) KSEB Ltd submitted that, M/s South Asian Plywood Mills (P) Ltd submitted the details much before the Commission issued the order dated 17.07.2019 in petition OA 13/2019. KSEB Ltd anticipated that, M/s South Asian Plywood Mills (P) Ltd may file a fresh petition in compliance of the Order of the Commission dated 17.07.2019. As per the original proposal of M/s South Asian Plywood Mills (P) Ltd, there was 52 individual beneficiaries, but during the inspection at the premises of the complainant, it is observed that, at present there are only 16 beneficiaries in the building developed by the complainant. Further, the developer was clubbing the readings in four submeters for issuing bills to some of the beneficiaries. According to KSEB Ltd, this is not correct.
- (iii) The complainant submitted that, some of the beneficiaries had opted out of their tenancy and also some of the new beneficiaries availed larger area, which earlier occupied by others.
- (iv) The Commission clarified during the hearing that, the tariff determination is a quasi judicial process to be done solely by the Commission. All the licensee shall bill the consumers at the tariff as determined by the Commission. The authority for tariff determination shall not be delegated to the licensees. Hence, for the determination of the tariff for the single point supply, the licensee has to file a proper petition before the Commission based on all relevant details as provided by the complainant.
- (v) KSEB Ltd clarified that, if they are billing the consumers based on contract demand basis and if one consumer is availing supply through more than one meter, then there is possibility of excess demand charges being recovered since demand charge is based on metered contract demand. However if the connected load based billing system is followed, the excess payment if any, due to the clubbing of meter readings for billing can be avoided.
- (vi) Commission observed that, a clarity is required on the billing procedure presently followed by the complainant for billing the individual beneficiaries. A comparison of the sample bills based on the connected load based billing and contract demand based billing is required in the case of billing the beneficiaries by clubbing the meter readings. For this, KSEB Ltd suggested that one common meter can be assigned to one of the consumers and a comparison of their previous bills vis – a – vis the bill for this meter can be done. This will safeguard against any excess charging of the consumer.

5. Based on the deliberations during the hearing, the Commission hereby direct the following to the complainant M/s South Asian Plywood Mills (P) Limited and the respondent KSEB Ltd.

- (i) The complainant in consultation with KSEB Ltd shall prepare a sample bills of the beneficiaries presently having multiple meters, based on the connected load based billing and also with contract demand based billing;

Sample bills of the said beneficiaries also prepared based on single meter reading instead of multiple meters in both connected load based billing and also with contract demand based billing, by installing necessary check meters for conducting sample study

- (ii) A report on the above may be submitted to the Commission by 15<sup>th</sup> of June, 2021.

**Sd/-**  
**Adv A J Wilson**  
**Member (Law)**

**Sd/-**  
**Preman Dinaraj**  
**Chairman**

Approved for issue

C R Satheeshchandran  
Secretary ( i/C)