

BEFORE THE HON'BLE KERALA STATE ELECTRICITY REGULATORY COMMISSION,
AT THIRUVANANTHAPURAM

PETITION NO:

IN THE MATTER OF:

Amending or adding or incorporating a percentage variation/exemption in Regulation 9 and 11 of the Kerala Electricity Supply Code, 2014 to get an exemption from the Low Voltage Supply Surcharge in case there is only a small variation in excess than the sanctioned load in respect of LT IV tariff consumers.

Petitioners

1. Falcon Ice, Goshree Junction, Azeekal P.O, Vypin
2. Polar Ice Plant, Near Cruz Milgris church, Ochanthuruth, Ernakulam

Respondents

1. The Kerala State Electricity Board represented by its
Secretary, Vydhuthi Bhavan, Thiruvananthapuram -695 001
2. KSEB, Electrical Section, Vypin represented by The Assistant Executive
Engineer, Electrical Sub-division Vypin, Ernakulam.
3. The Assistant Engineer, Electrical Section, KSEBL, Vypin, Ernakulam.

Summary of Enclosures

1. Original Petition with sufficient copies
2. Relevant documents
3. Demand Draft
4. Vakalath

K.A. HASSAN (K/37/72)

JULIA PRIYA RESHMY (K/762/08)

Chamber No: 103, KHCAA Chamber Complex,

Near High Court of Kerala, Ernakulam-682031

Ph : 9447021341 /8129490569

Counsels for the Petitioner

BEFORE THE HON'BLE KERALA STATE ELECTRICITY REGULATORY COMMISSION,
AT THIRUVANANTHAPURAM

PETITION NO:

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NAMES AND FULL ADDRESS OF THE PETITIONERS/APPLICANTS:

1. Falcon Ice, Goshree Junction,
Azeekal P.O, Vypin,
Kochi-682508 represented by its Managing partner
K.P.Hashim, aged 76 years,
S/o Late Uppi Haji,
Swaaf, Chakungal Road,
Palarivattom, Kochin -25
2. Polar Ice Plant ,
Near Cruz Milgris church,
Ochanthuruth, Ernakulam
Represented by K.L.John Lawrence,
Kadungamparambil House
Ochanthuruth, Ernakulam -682508

NAMES AND FULL ADDRESS OF THE RESPONDENTS:

1. The Kerala State Electricity Board represented by its Secretary, Vydhuthi Bhavan, Thiruvananthapuram -695 001
2. KSEB, Electrical Section, Vypin represented by The Assistant Executive Engineer, Electrical Sub-division Vypin.
3. The Assistant Engineer ,Electrical Section, KSEBL, Vypin

STATEMENT OF FACTS SUBMITTED BY THE PETITIONERS

1. The petitioners are running ice plants which are a project coming under the Micro, Small and Medium Enterprises which is controlled by Act 27 of 2006. The object of introducing this Act is to protect and do benefit

to such kind of Enterprises. This Act aims at facilitating the promotion and development and enhancing the competitiveness of small and medium enterprises and seeks to provide statutory definitions of "small enterprise and medium enterprise".

2. The first petitioner is running an ice factory in the name and style Falcon Ice at Kalamukku. The plant is manufacturing ice a block for the fisheries and individual blocks are given to the retailers. The electricity connection is given to this plant bearing consumer number 1155651024790. It is an LT industrial connection under LT IV tariff. The low tension is defined in section 2(54) of the Kerala Electricity Supply Code, 2014 which reads as follows;

Low tension (LT) means a voltage that does not exceed 1000volts under normal conditions subject to the percentage variation as may be specified by the Central Electricity Authority from time to time.

3. While the plant is working smoothly due to repair and maintenance the unit was closed during the month of June 2018 to August 2020. During the close down period the 1st petitioner has remitted the minimum fixed charges as per the bill issued from the KSEB without failure.
4. But surprisingly a notice dated 22.10.21 bearing no AE/ES/VPN/SC/2021-22/118 issued from the office of the Assistant Engineer, Electrical section, Vypin informing the 1st petitioner that the unit has taken energy than that of the connected load of 89 KW and contract demand of 100KVA and directed to raise the same.
5. On receipt of this notice the 1st petitioner had been to the office of the Assistant Engineer, Electrical section, Vypin and met Assistant Engineer and Assistant Executive Engineer and explained as to the increase of consumption of energy. The 1st petitioner could understand that some equipments are found old and took more energy than required. Later these old equipments were removed.
6. Things being so, the 1st petitioner is in receipt of a notice dated 13.1.2022 bearing number BB/VPN/RMD exceeding/2021-22/182 signed by the Assistant Engineer, Electrical section, Vypin asking to pay an amount of Rs. 4, 76,680/- within 15 days from the receipt of the notice, as per regulation 9 and 101(3) of the Kerala electricity Supply Code 2014, as loss occurred to KSEB for the period from 4/2018 to 11/2021 due to exceeding RMD. The true copy of the same is produced herewith as **Annexure A1**.

7. The 1st petitioner has taken all the measures to reduce the consumption of energy. The dispute is only with regard to the penalty imposed. Hence one of the managing partners Mr. Abdul Azeez moved Complaint no 72/2021-22 before the Consumer Grievance Redressal Forum at Ernakulam.
8. The objection filed by the respondents stating that during section audit, it was found out that the 1st petitioner / consumer has exceeded the maximum demand many times during a year. So the letter was issued to revise the connected load and contract demand. According to them even if the consumer intimated that they have removed ice crusher motor from the system and replaced some of the capacitors, still the maximum demand exceeds 100 KVA against the factual things seen.
9. The CGRF considering the facts and circumstances issued order stating that the impugned bill shall be revised by demanding Low Voltage Supply Surcharge only for the billing month in which recorded maximum demand has exceeded 100 kVA. The true copy of the same is produced herewith as **Annexure A2**.
10. The 2nd petitioner also running an ice plant namely Polar Ice Plant which is an LT IV A tariff consumer having Consumer No.1155655027847 under the electrical section, Vypin. The 2nd petitioner received a short assessment bill for exceeding 100 kVA amounting Rs. 6, 79,878/-. In the short assessment bill KSEBL have not shown how much the contract demand exceeded. In the short assessment bill KSEBL have shown such amount as low voltage surcharge amount and the claim is from 05/2008 to 11/2021. But no relevant data were submitted by KSEBL that kVA demand was exceeding 100 kVA from 04/2019 onwards. Hence the 2nd petitioner moved Complaint no 79/2021-22 before the Consumer Grievance Redressal Forum at Ernakulam.
11. The objection filed by the respondents stating that the 2nd petitioner being an LT consumer the Contract Demand shall not exceed 100 kVA as per Regulations (8) of the Kerala Electricity Supply Code 2014 and he is liable to pay Low Voltage Surcharge up to 11/2021 and they are entitled to recover the undercharged bills as per Regulation 134 Sub Regulation 1 of Electricity Supply Code 2014.
12. The CGRF considering the facts and circumstances issued order stating that the impugned bill shall be revised by charging Low Voltage Supply Surcharge only for the billing month in which recorded maximum

demand has exceeded 100 kVA. The true copy of the same is produced herewith as Annexure A3.

13. Since the order was passed as per the regulations in the Kerala Electricity Supply Code, 2014 and considering all the valid points raised by the petitioners they have not preferred an appeal. But the petitioners are being a MSME is very much aggrieved by the charging of Low voltage supply surcharge for exceeding the Contract Demand above 100 kVA even if it only a slight variation.

14. Regulation 9 and 11 of the Kerala electricity Supply Code 2014 read as follows;

Regulation 9: Low voltage supply surcharge. - Consumers availing supply at voltage lower than the one specified in regulation 8 for the respective limits of connected load or contract demand shall pay the low voltage supply surcharge to the licensee at the rates as approved by the Commission from time to time in the tariff order.

Regulation 11: Limits of connected loads and contract demand for new LT connections. (1) The maximum connected load permissible for low tension three phase category shall be limited to 100kva;

Provided that a low tension consumer who, as on the date of implementation of the Kerala Electricity Supply Code, 2005, had a sanctioned load exceeding the limit of 100 kVA, may be permitted, subject to realization of low voltage supply surcharge, to operate with the same sanctioned load at the same voltage level of supply until an upward revision of connected load is sought for by the consumer.

(2) The maximum contract demand permissible for low tension consumer who avails power under demand based metering shall be 100 kVA, irrespective of his connected load.

15. It is true that as per the regulations a low tension consumer who had exceeded the sanctioned load shall pay low voltage supply surcharge. But the thing is that the consumers have no way to check the RMD to find out whether it is exceeded the sanctioned load or not. The consumers will come to know about the excess use only after getting the bill issued from the concerned department. The petitioners' plants are not working in all days in a month. Since it is an ice plant, the plant need to work according to the demand from the purchasers of ice blocs. These ice blocs are mainly purchased by fishermen to keep their fish stay fresh without spoiling. When they catch less fish, they buy only less ice blocs. So the working of the plant also is seasonal as per the demand.

16. If the power supply is cut due to any reason while the plant is working, when the supply comes again the equipments in the plant will pull more energy. In such cases, if the meter reading exceeds the permissible limit for some time, then that meter reading will be displayed for the whole month even if the plant is not working. In such cases the consumers are bound to pay the low voltage surcharge for the exceeding RMD without having consumption. Moreover the excess consumption may also occur due to atmospheric conditions, technical problems and voltage variations etc which are unknown to the petitioners. To substantiate the point for exemption kindly see the reading register produced by the 2nd respondent herein during the pendency of the petition filed by the 1st petitioner before the CGRF, Ernakulam is produced herewith as Annexure A4. Further on 13.6.22 another short assessment due to R.M.D exceeding 100 kVA is issued by the 3rd respondent demanding an amount of 3, 24,600/- from the 1st petitioner for the period from 4/18 to 5/22 . On perusing the document it is crystal clear that it is only slight negligible excess usage. The true copy of the same is produced herewith as Annexure A5. Against excess usage which is negligible as stated above is issued against the 2nd petitioner also which is produced herewith as Annexure A6.
17. After the Covid pandemic, industries are slowly progressing. Even if the business improves somewhat, this kind of additional burden will destroy such seasonal industries. It is therefore necessary for the Commission to make urgent changes/amendments in the applicable regulations of Supply Code in order to obtain an exemption from the Low Voltage Supply Surcharge. The petitioners are not seeking for a complete exemption but instead a limit is to be set or to set a percentage variation for the increased consumption also, then the petitioners whose meter readings increase only marginally can claim exemption from Low Voltage Supply Surcharge.
18. For example in the supply code Regulation 153 deals with estimation and regularisation of unauthorised additional load. In the Regulation 153 in clause (4) (a) it is stated that if the additional load in the case of domestic consumers is of and ***below twenty percentage*** of the sanctioned load it shall not be reckoned as unauthorised additional load and in clause 4(b) it is stated that that if the additional load in the case of other consumers is of and ***below ten percentage*** of the sanctioned load it shall not be reckoned as unauthorised additional load. Here the consumers who are coming under the above category are exempted. Likewise in case of low Voltage Supply Surcharge also if a variation is prescribed to get exemption, it would be helpful for consumers like

petitioners who are facing stringent financial crisis since it is a seasonal business for which approval has to be obtained from the commission which is clearly stated in the Supply Code itself.

Regulation 8. *Supply voltages for different connected loads or contract demands. The supply voltage level for different connected loads or contract demands for new connections or for gross connected load or contract demand consequent to revision of connected load or contract demand, shall be as follows;-*

Supply voltage	maximum connected Load	maximum contract demand
240 V (single phase)	5 kW	
415 V (three phase)	100 kVA	100 kVA

Provided that the limit of connected load or contract demand specified for different supply voltage levels may be exceeded up to a maximum of twenty percentages if supply at the appropriate higher voltage level is not feasible due to no availability of distribution line at such higher voltage level in that area of supply.

Provided further that the limits of connected load or contract demand specified for different supply voltage levels as specified above may be exceeded in exceptional cases with the approval of the Commission, subject to the conditions stipulated in such approval.

In the above Regulation the Commission means the Kerala State Electricity Regulatory Commission which is defined in Regulation 2(22) of the Code.

19. Moreover it is clearly stated in section 62 (3) of the Electricity Act ,2003 which reads as follows;

The appropriate Commission shall not, while determining the tariff under this Act, show undue preference to any consumer of electricity but may differentiate according to the consumer's load factor, power factor, voltage, total consumption of electricity during any specified period or the time at which the supply is required or the geographical position of any area, the nature of supply and the purpose for which the supply is required.

20. Being these are an MSME projects they have no generator back up and they are fully depending upon the electrical energy for the production of ice blocs. No massive products but required product are manufacturing

during the season. In these circumstances if the electricity board officials are going to cut the supply of energy to this kind of small projects, the net result will be the ruining of the plant which may cause unemployment, starvation and even put a close to their right of life which is guaranteed under the Constitution of India. The denial of the prayer of these poor projects will be a denial of natural Justice which is to be considered by this competent body to take a decision or rather modification or amendment or addition to rescue the petitioners.

21. Electricity is a basic amenity in life. Water and electricity are integral part of right to life within the meaning of Article 21 of the Constitution of India. If the work is interrupted by the respondents these kinds of small industries will be put to an end. The 1st respondent Board is the sole distribution licensee for electricity within the State and therefore the Board and its officials shall make every endeavor to provide electricity supply to applicants without any hindrance. So the commission is having ample power to modify or amend the Regulation if the circumstances warranted. Demand Draft for Rs.10,000/- in favour of the Secretary, Kerala State Electricity Regulatory Commission, Vellayambalam is enclosed herewith.

RELIEF

Hence it is humbly prayed that the Hon'ble Regulatory commission may kindly amend or add or incorporate a percentage variation/exemption in Regulation 9 and 11 to get an exemption from the Low Voltage Supply Surcharge in case there is only a small variation in excess than the sanctioned load. Otherwise the petitioners will be put to irreparable injury and heavy hardships and loss.

Dated this the 7th day of July 2022

K.A.HASSAN


Counsel for the petitioners

BEFORE THE HON'BLE KERALA STATE ELECTRICITY REGULATORY COMMISSION,
AT THIRUVANANTHAPURAM

PETITION NO:

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NAMES AND FULL ADDRESS OF THE PETITIONERS/APPLICANTS:

1. Falcon Ice, Goshree Junction,
Azeekal P.O, Vypin,
Kochi-682508 represented by its Managing partner
K.P.Hashim, aged 76 years,
S/o Late Uppi Haji,
Swaaf, Chakungal Road,
Palarivattom, Kochin -25
2. Polar Ice Plant ,
Near Cruz Milgris church,
Ochanthuruth, Ernakulam
Represented by K.L.John Lawrence,
Kadungamparambil House
Ochanthuruth, Ernakulam -682508

NAMES AND FULL ADDRESS OF THE RESPONDENTS:

1. The Kerala State Electricity Board represented by its Secretary, Vydhuthi Bhavan, Thiruvananthapuram -695 001
2. KSEB, Electrical Section, Vypin represented by The Assistant Executive Engineer, Electrical Sub-division Vypin, Ernakulam.
3. The Assistant Engineer, Electrical Section, KSEBL, Vypin, Ernakulam.

AFFIDAVIT VERIFYING THE PETITION TO AMEND OR ADD OR INCORPORATE A PERCENTAGE VARIATION/EXCEMPTION IN REGULATION 9 AND 11 OF THE KERALA ELECTRICITY SUPPLY CODE, 2014 TO GET EXCEMPTION FROM THE LOW VOLTAGE SUPPLY SURCHARGE IN CASE THERE IS ONLY SMALL VARIATION IN EXCESS THAN

THE SANCTIONED LOAD IN RESPECT OF LT IV TARIFF CONSUMERS.
K.A. RAJAN
ADVOCATE & NOTARY
Roll No: K/165/1980
PALARIVATTOM, KOCHI-25.
MOBILE: 98474 02661

I, K.P.Hashim, aged 76 years, S/o Late Uppi Haji, Swaaf, Chakungal Road, Palarivattom, Kochin -25 do hereby solemnly affirm and state as follows:

1. I am the managing partner of Falcon Ice, Goshree Junction, Azeekal P.O, Vypin, Kochi-682508, the 1st petitioner in the above matter and I am duly authorised by the said petitioner to make this affidavit on this behalf. This affidavit is sworn on behalf of second petitioner also as I am authorise.
2. The statements made in paragraphs 1 to 9 and 13 to 21 of the petition/application herein now shown to me and marked with letter "A" are true to my knowledge and the statements made on paragraphs 10,11 and 12 are based on information received and I believe them to be true.

Solemnly affirmed at Ernakulam on this the 7th day of July that the contents of the above affidavit are true to my knowledge, no part of it is false and nothing material has been concealed therefrom.

Petitioner /Applicant

Identified before me

*Solemnly affirmed
and signed before me*

07 JUL 2022

K.A. RAJAN
ADVOCATE & NOTARY
Roll No: K/165/1980
PALARIVATTOM, KOCHI-25.
MOBILE: 98474 02681





കേരളത്തിന്റെ ഊർജ്ജം

KERALA STATE ELECTRICITY BOARD LIMITED
(Incorporated under the Indian Companies Act, 1956)

Regd. Office: Vydyuthi Bhavanam, Pattom, Thiruvananthapuram - 695004
OFFICE OF THE ASSISTANT ENGINEER, ELECTRICAL SECTION, VYPIN
MALIPURAM.P.O, KOCHI Pin:682511, Phone : 0484 2492386, Email :
aeesvypin@gmail.com,

No.BB/VPN/RMD exceeding/ 2021-22/ 182/ dt.13-1-2022

To,
Consumer No.1155651024790
Sri Abdul Azeez
M/s Falcon Ice Factory

Sir,
Sub :- Short Assessment due to RMD exceeding 100 KVA - reg:-

- Ref :-
1. Regulation 9 and 101(3) of the Supply code 2014
 2. Letter No. AE/ES/VPN/SC/2021-22/118/Dt.22-10-2021 from this office.
 3. DCE/EKM/AB1/Demand charges/2021-22/2534/Dt.30-12-2021

Recorded Maximum Demand of your Service Connection Number 24790 has been frequently exceeding 100 KVA and it necessitates an upward revision of supply voltage and conversion to HT category. Due to exceeding RMD a loss of Rs. 476680/- has occurred to KSEBL for the period from 4/2018 to 11/2011

Hence you are requested to remit Rs.476680/- within 15 days from the receipt of this notice. You are requested to convert your service connection to HT category if the RMD continues to exceed 100 KVA.

- Acc :
1. Calculation sheet
 2. Invoice

- Copy submitted to:-
1. The Executive Engineer, Electrical Division, Mattanchery.
 2. The Assistant Executive Engineer, Electrical Sub Division, Vypin

Yours faithfully

Assistant Engineer
ASSISTANT ENGINEER
Electrical Section
ELECTRICAL SECTION
Vypin VYPIN, MALIPURAM P.O.

This is the true copy of document referred marked as EXHIBIT ANNEXURE A1 in the above case.

ADVOCATE

3344438

കേരള സംസ്ഥാന വൈദ്യുതി ബോർഡ്

ഇലക്ട്രിസിറ്റി ആക്ട് 2003 ഏറ്റെടുത്ത 56 പ്രകാരമുള്ള ഡിമാന്റ് & ഡിസ്കൺക്ടൻ നോട്ടീസ്

നമ്പർ Myjeem sheeranam ഫോൺ 0484 249 2386

കൺസ്യൂമർ നമ്പർ 24290 പേര് Abdul Azeez, Pakeem Ice Factory

താരിഖ് LTA കണക്കു വില (വടക്ക്) 89254 പൊതു കമ്പർ
 റേറ്റ് 3 താരിഖ് തീയതി 28-1-2022 (ട്രാൻസ്ഫോർമർ)

ബിൽ നമ്പർ 13-1-2022 പിൽ കൂടാതെ പണം അടയ്ക്കാതെ ഉള്ള അവസാന തീയതി 28-1-2022 വൈദ്യുതി വിച്ഛേദിക്കാൻ തീരുമാനം അടയ്ക്കേണ്ട അവസാന തീയതി 28-1-2022

മുൻ മീറ്റർ റീഡിംഗ് തീയതി		LEMG
മുൻ സ്റ്റാറ്റസ്		ബിൽ വിവരങ്ങൾ തുക
മുൻ ബിൽ തുക		ലൈൻ വാടക / SCMG
ശുദ്ധ തുക		ഫീക്സഡ് ചാർജ്ജ്

വൈദ്യുതി ഉപഭോഗ വിവരങ്ങൾ		
ഉപഭോഗ തരം	മെട്രിക്/പവർ മീറ്റർ	സബ് മീറ്റർ
ഉപഭോഗ തരം		
ശരാശരി ഉപഭോഗം		

നിമിഷങ്ങളുടെ സംഖ്യ	മുൻ വിവരങ്ങൾ	തുക
	Short assessment towards	
	Low Voltage Supply	
	Surcharge for the period	
	4/2018 to 11/2011	
		476680
		ആകെ അടയ്ക്കേണ്ട തുക 476680
		Myjeem four lakhs seven hundred and eighty only

Senior Superintendent
 Electrical Section
 Malapuram

NB: 1. നിശ്ചിത തീയതിക്കകം പണം അടയ്ക്കുന്നതിൽ പിന്നീട് അടയ്ക്കുന്ന തീയതി വരെ തുല്യ പലിശ നിശ്ചിത വരവുകൾ ഉൾപ്പെടെ അടയ്ക്കേണ്ടതാണ്. 2. വാട്/സമാപനം പുതിയതല്ലാത്തതാണെങ്കിൽ ഇവയെല്ലാം റീഡിംഗ് ചെയ്യാൻ കഴിയാതെ വന്നാൽ അടയ്ക്കേണ്ടതാണ്. അല്ലാത്തപക്ഷം ഇവ: കണ്ടിഷൻഡ് ഓഫ് സെക്ഷൻ 35 (3) അനുസരിച്ച് നിലവിലുള്ള വിധേയമാക്കുന്നതായിരിക്കും.

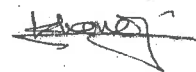
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 ANNEXURE A1
 the above case.
 ADVOCATE

CALCULATION OF LOSS OF DEMAND CHARGE FOR THE AUDIT CALCULATION PERIOD
4/2018 to 11/2021 (LVSS)

Consumer Number	1155651024790	Status
Connection ID	806807	Name
Applicant Num Tariff Phase	LT-4A 3	Address
Frequency	Monthly	Phone (from Address)
CLoad CDemand	89254 100000	Area Day/Walk
Legacy#	24790 [Oruma]	Feeder Transformer
DOC	16-04-2013	Post
Purpose	Ice Factory	
Category/Sub-Category	PRIVATE INSTITUTIONS / PRIVATE COMPANY	
Section	Electrical Section Vypin-5565	
Period from which RMD limit exceeded		LOSS OF DEMAND CHARGE
04/2018		15750
05/2018		15600
06/2018		15300
07/2018		11250
08/2018		11250
09/2018		11250
10/2018		11250
11/2018		11250
12/2018		11250
01/2019		11250
02/2019		11250
03/2019		11250
04/2020		12750
05/2020		12750
06/2020		12750
07/2020		12750
08/2020		12750
09/2020		12750
10/2020		12750
11/2020		14790
12/2020		18870
01/2021		18530
02/2021		18020
03/2021		18530
04/2021		18700
05/2021		18360
06/2021		19040
07/2021		19210
08/2021		19550
09/2021		19380
10/2021		18360

→
→
→
→

11/2021

18190
476680

Senior Superintendent
Electrical Section Vypin

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ADVOCATE

CONSUMER GRIEVANCE REDRESSAL FORUM
CENTRAL REGION

(Formed under Section 42(5) of the Electricity Act 2003)
220 kV Substation Compound, HMT Colony P.O. Kalamassery, Pin - 683 503
Phone No. 0484-2556500 Website: cgrf.kseb.in, Email: cgrf.ekm@gmail.com,
CUG No. 9496008719

Present (1) Smt. Annie Job. E.J Chairperson
(2) Smt. Mini Francis 2nd Member
(3) Sri. Jefrin Manuel 3rd Member

Petitioner Sri. Abdul Azeez,
M/s. Falcon Ice Factory,
Kuruppampalathu, Edavanakkadu,
Vypin, Pin - 682 502

Respondent 1) The Asst.Exe. Engineer,
Electrical Sub Division,
Vypin
2) The Asst. Engineer,
Electrical Section, KSEBL,
Vypin

=====
No.CGRF-CR/OP No.72/2021-22

Date: 23/3/2022

ORDER

Background of the case:

The petitioner, Sri. Abdul Azeez, M/s. Falcon Ice Factory, Kuruppampalathu, Edavanakkadu is a consumer under LT IV tariff with Consumer No.1155651024790 under Electrical Section, Vypin. The petitioner stated that he is running an ice factory in the name and style Falcon Ice at Kalamukku. The plant is manufacturing ice blocks for the fisheries and individual blocks are given to the retailers. The electricity connection is given to this plant bearing consumer no.1155651024790. The petitioner stated that while the plant is working smoothly, due to repair and maintenance the unit was closed during the month of June 2018 to August 2020. During the close down period the petitioner has remitted the minimum fixed charges as per the bill issued from the KSEB without any fail.

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ADVOCATE

But the petitioner stated that surprisingly a notice dated 22.10.21 bearing no. AE/ES/VPN/SC/2021-22/118 issued from the office of the Assistant Engineer, Electrical section, Vypin informing the petitioner that the unit has taken energy than that of the connected load of 89kW and contract demand of 100 kVA and directed to raise the same.

The petitioner also stated that on receipt of the notice he had been to the office of the Assistant Engineer, Electrical Section, Vypin and met Assistant Engineer and Assistant Executive Engineer and explained as to the increase of consumption of energy. The petitioner could understand that some equipments are found old and took more energy than required. Later these old equipments were removed. On 13.12.2021 the petitioner issued a letter of request to the respondent for getting advice with regard to anything further to be done for reducing the consumption of energy to make it within the permissible limit. After the removal of the same, the consumption energy became low and the same is reported to the Assistant Engineer and he also found correct.

The petitioner stated that thereafter he received a bill on 1.12.2021 for an amount of Rs.1,77,692/-. Aggrieved by the bill amount the petitioner had been to the office of the Assistant Engineer, Electrical Section, Vypin but they were helpless in the matter. Things being so, the petitioner is in receipt of a notice dated 13.01.2022 bearing number BB/VPN/RMD exceeding /2021-22/182 signed by the Assistant Engineer, Electrical Section, Vypin asking to pay an amount of Rs.4,76,680/- within 15 days from the receipt of the notice as loss occurred to KSEB for the period from 4/2018 to 11/2021 due to exceeding RMD.

The petitioner also stated that no notice was issued as to the usage of excess consumption every month. Even during the closing period of the unit the petitioner paid the charges without fail. Even an exorbitant amount is calculated during the period of closing of the unit for repair, though one year is exempted. Without using the energy, fixed charges plus charges for the excess energy is calculated for every month during the closing period. The petitioner has requested the KSEB to have a

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ADVOCATE

visit to the plant to find out whether consumption of energy is reduced by replacing the old equipments and gadgets. The authorized officer had a visit and satisfied that the consumption of energy is balanced according to the connected load and the contract demand.

The petitioner stated that he has taken all the measures to reduce the consumption of energy. The petitioner paid an amount of Rs.24,32,725/- as the bill amount till now. The dispute is only with regard to the penalty imposed now. It is the duty of the respondents to charge for the excess energy consumption for the month, if any, along with the monthly RMD. Without doing the same the petitioner is now asked to pay the excess charges for the period from 2018-21 arbitrarily and unreasonably. The receipt dated 18.01.2022 show that the petitioner is regular in paying the monthly bill without fail.

The petitioner stated that he is ready to pay the excess consumption of energy charge, if any, after deducting the exorbitant amount calculated in the period of limitation and also requested that the amount of Rs.4,76,680/- may be kept in abeyance till the disposal of this complaint. Otherwise the petitioner will be put to irreparable injury, heavy hardships and loss.

Subsequently, statement of facts was called for and the same was submitted by the respondent on 9/2/2022. The Forum afforded an opportunity to hear the Petitioner and Respondent on 22/2/2022 via online platform. Both the petitioner and the respondent were present for hearing.

Version of the Respondent:

The respondent reported that the Consumer No.1155651024790 is an LT industrial connection, under LT IV tariff, registered in the name of Sri.Abdul Azeez, Falcon Ice Factory, Vypin. During Section audit, it was found out that the petitioner has exceeded the maximum demand (MD) 100KVA many times during a year. So a letter vide ref. No. AE/ES/VPN/SC/2021-22/118 Dtd.22.10.2021 was

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issued to the petitioner to contact the Section office within 15 days for revising the connected load and contract demand. The petitioner intimated the Section vide letter dtd. 13/12/2021 that they have removed an ice crusher motor from the system and replaced some of the effective capacitors. Still the maximum demand exceeds 100KVA.

The respondent also reported that the short assessment notices vide BB/VPN/RMD exceeding/2021-22/ 182/ 13.01.2022 amounting to Rs.476680, was issued to the petitioner as per regulation 9 and 101(3) of the Kerala Electricity Supply Code 2014. The petitioner being an LT consumer, the Contract Demand shall not exceed 100 KVA as per Regulation (8) of the Kerala Electricity Supply Code 2014. The respondent also reported that since the contract demand of the petitioner is 100 KVA, he is bound to limit the RMD within 100KVA. But the petitioner exceeded the contract demand regularly which attracted Low Voltage surcharge. Since the petitioner's RMD has been exceeding more than 100 KVA from 04/2018, he is liable to pay Low Voltage Surcharge up to 11/2021. As per the tariff order dated 17-4-2017 vide order No.1007/F & T/KSERC/2016 dated 17-4-2017, the consumers shall pay Low voltage supply surcharge if the connected load exceeded 100 kVA and is availing supply at LT.

The respondent reported that the above position was upheld by the Hon'ble KSERC in its Order in Petition OA No. 26/2019 which was filed as per the direction of Hon'ble High Court in WP (c) 39396/2015 as detailed below. The KSERC, in compliance of the judgment of the Hon'ble High Court dated 24 th June 2019 in WP(C) No. 39396 of 2015, and after examining the issues raised by the petitioner as per the provisions of the Electricity Act, 2003 and the Regulations notified by the Commission, has issued the following orders for the compliance of the petitioner and the respondent KSEB Ltd.

(1) The petitioner as a consumer having connected load and recorded maximum demand more than 100 kVA, has to pay low voltage surcharge as determined by

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ADVOCATE

the Commission as per the Regulation 9 of the Kerala Electricity Supply Code, 2014, to continue availing supply at LT.

(2) Till the Commission explicitly determined the low voltage surcharge vide the tariff order dated 17.04.2017, the petitioner has to pay electricity charge, at the rate applicable to 'Deemed HT consumers, as per the "clause-9 of the General Conditions for HT and EHT tariff under Part-B – EHT 19 and HT Tariff of the Tariff Order dated 14.08.2014, i.e., demand charges applicable for HT-I (A) Industry and energy charge at LT-IV (A) Industrial tariff.

(3) With effect from 18.04.2017 onwards, in addition to the electricity charges approved by the Commission for LT Industrial consumers including the demand charge and energy charge, the petitioner has to pay low voltage surcharge also as determined by the Commission from time to time.

The respondent reported that KSEBL is entitled to recover the undercharged bills as per Regulation 134 Sub Regulation 1 of Electricity Supply Code 2014 which states as follows:

If the licensee establishes either by review or otherwise, that it has undercharged the consumer, the licensee may recover the amount so undercharged from the consumer by issuing a bill and in such cases at least thirty days shall be given to the consumer for making payment of the bill.

The respondent also reported that the monthly bills clearly indicate the consumption, demand and other particulars. As mentioned earlier the short assessment bill is not about the consumption, but about the exceeding of maximum demand beyond 100kVA.

The respondent has complied with Regulation 101(3) of the Kerala Electricity Supply Code 2014. The short assessment bill is not an exorbitant one. It is very accurate and true to the Regulation 101(3) of the Kerala Electricity Supply Code 2014. Therefore, it is humbly prayed that the Forum may be pleased to accept the reply and dismiss the complaint with costs.

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[Signature]
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Analysis and findings:

Hearing was conducted online on 22/2/2022.

Having examined the petition in detail, and the statement of facts of the respondent, considering all the facts and circumstances in detail, and perusing all the documents of both sides, the Forum comes to the following observations, conclusions and decisions thereof.

The petitioner received a bill amounting to Rs. 4,76,680/- towards low voltage supply surcharge due to exceeding maximum demand 100 kVA for the period from 4/2018 to 11/2021. As per the statements produced by the respondent the recorded maximum demand (RMD) has exceeded 100 kVA during the months 4/2018 to 6/2018 and also during 12/2020 to 11/2021. The low voltage supply surcharge is charged by the respondent as per Reg. 9 of Electricity Supply Code 2014.

Reg.(9) Low voltage supply surcharge.- Consumers availing supply at voltage lower than the one specified in regulation 8 for the respective limits of connected load or contract demand shall pay the low voltage supply surcharge to the licensee at the rates as approved by the Commission from time to time in the tariff order.

But Supply Code 2014 also states in Regulation 101 states that:

Reg.101. Annual review of contract demand.- (1) In the case of HT and EHT connections, if the maximum demand recorded exceeds the contract demand in three billing periods during the previous financial year, the licensee shall issue a notice of thirty days to the consumer directing him to submit within the notice period, an application for enhancement of contract demand.

(2) If there is no response from the consumer by the end of the notice period, the licensee shall enhance the contract demand of the consumer to the average of the top three readings of maximum demand shown by the maximum demand indicator (MDI) meter of the consumer during the previous financial year, if the additional

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load can be sanctioned without augmentation or upgradation or uprating of the distribution system.

(3) In the case of LT consumers under demand based tariff, similar review and consequential process shall be carried out.

Also in Regulation 11(2) it is stated that :

Reg. 11(2) Limits of connected loads and contract demand for new LT connections.- (2) "The maximum contract demand permissible for low tension consumer who avails power under demand based metering shall be 100kVA, irrespective of his connected load"

But the licensee has not initiated any steps to change the voltage level of the petitioner to high tension (HT) even though the recorded maximum demand exceeded 100 kVA several times.

The Forum views that all the above regulations insists frequent reviewing of contract demand and voltage supply level by the licensee and alerting the consumer to enhance contract demand/voltage level in time. Even though the recorded maximum demand has exceeded the maximum demand 100 kVA during 3 consecutive billing periods i.e. 4/2018, 5/2018 and 6/2018, no notice is seen issued by the licensee or done any review. Again the recorded maximum demand exceeded the 100 kVA for 12 consecutive billing periods from 12/2020 but notice for enhancing connected load and contract demand of the petitioner was issued by the respondent only on 22/10/2021.

But the Forum observes that the licensee has suffered a distribution loss when it had to supply exceeded demand at the low voltage. This distribution loss will cause increase of average cost of supply which in turn will reflect in the tariff structure. Hence the licensee has the right to realize the low voltage supply surcharge for the billing periods in which RMD exceeded maximum demand 100 kVA for compensating the losses. Also the respondent is directed to enhance the

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contract demand and supply voltage level of the petitioner following the procedure cited in the relevant regulations of Supply Code 2014.

DECISION:

Considering the above facts and circumstances, the Forum issues the following orders:-

- 1) The impugned bill shall be revised by demanding low voltage supply surcharge only for the billing period in which recorded maximum demand has exceeded 100 kVA.
- 2) No cost ordered.

The petitioner is at liberty to file appeal before the State Electricity Ombudsman, Charangattu Bhavan, Building No.36/895, Mamangalam - Anchumana Road, Edappally, Kochi - 682 024 (Ph: 0484-2346488) within 30 days of receipt of this order, if not satisfied with this decision.

Dated this 23rd day of March 2022

Sd/-

Sri Jefrin Manuel
3rd Member
CGRF, Ernakulam

Sd/-

Mini Francis
2nd Member
CGRF, Ekm

Sd/-

Smt. Annie Job. E.J
(CHAIRPERSON)
CGRF-CR, Ernakulam

Forwarded

Sd/-

CHAIRPERSON
(DEPUTY CHIEF ENGINEER)
CGRF-CR, KALAMASSERRY

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ADVOCATE

Endt. On CGRF-CR/OP No.72/21-22

Sri. Abdül Azeez,
M/s. Falcon Ice Factory,
Kuruppampalathu,
Edavanakkadu,
Vypin, Pin – 682 502

- Copy to: - (1) The Deputy Chief Engineer, Electrical Circle, KSEBL,
Ernakulam
(2) The Executive Engineer, Electrical Division, KSEBL,
Mattancherry
(3) The Asst. Exe. Engineer, ESD, KSEBL, Vypin
(4) The Asst. Engineer, Ele. Section, Vypin

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CONSUMER GRIEVANCE REDRESSAL FORUM
CENTRAL REGION

(Formed under Section 42(5) of the Electricity Act 2003)

220 kV Substation Compound, HMT Colony P.O. Kalamassery, Pin - 683 503
Phone No. 0484-2556500 Website: cgrf.kseb.in, Email: cgrf.ekm@gmail.com,
CUG No. 9496008719

Present (1) Smt. Annie Job. E.J Chairperson
(2) Smt. Mini Francis 2nd Member
(3) Sri. Jefrin Manuel 3rd Member

Petitioner Sri. K.L. John Lawrence
Kadungamparambil House,
Polar Ice Plant,
Near Cruz Milgris Church,
Ochanthuruth.

Respondent 1) The Asst. Exe. Engineer,
Electrical Sub Division,
Vypin
2) The Asst. Engineer,
Electrical Section, KSEBL,
Vypin

=====
No. CGRF-CR/OP No. 79/2021-22

Date: 30/3/2022

ORDER

Background of the case:

The petitioner, Sri. K.L. John Lawrence, Kadungamparambil House, is an LT IV A tariff consumer having Consumer No. 1155655027847 under Electrical Section, Vypin.

The petitioner stated that he received a short assessment bill for exceeding 100 kVA amounting Rs. 6,79,878/-. In the short assessment bill KSEBL haven't shown how much the contract demand exceed. The petitioner stated that he remitted all monthly bills without any comments and KSEBL is claiming other charges, arrears, etc and he is remitting the same without knowing the details. The

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petitioner also stated that the power factor, reason for other charges, reason for arrears etc are not shown in the bill and the kVA is also not indicated in the bill.

The petitioner stated that in the short assessment bill, KSEBL have shown Rs.6,79,878/- as low voltage surcharge amount and the claim is from 05/2018 to 11/2021. As per Sec.56(2) *Notwithstanding anything contained in any other law for the time being in force, no sum due from any consumer, under this section shall be recoverable after the period of two years from the date when such sum became first due unless such sum has been shown continuously as recoverable as arrear of charges for electricity supplied and the licensee shall not cut off the supply of the electricity.* Hence, the petitioner is not liable to pay any arrear amount from 08/2018.

Meanwhile complying with Sec.56 (1) (b) of the Electricity Act,2003 which says, *Provided that the supply of electricity shall not be cut off if such person deposits, under protest, the electricity charges due from him for each month calculated on the basis of average charge for electricity paid by him during the preceding six months.* The Forum may consider this as an objection as dispute towards the short assessment bill.

The petitioner stated that AEE have given a written reply to the petitioner's letter without conducting hearing. The same is also not clear. With reference to their objection KSEBL have reconfirmed the short assessment bill as Rs.679878/-. The actual kVA increase is marked in the data. But in the claim letter, KSEBL have calculated the low voltage surcharge for the entire time period from 05/2018 to 11/2021.

The petitioner also stated that he noticed the exceeded demand only after the inspection. He has checked the installation and it is noticed that the power factor is low. The petitioner stated that if he regularize the same, the contract demand may reduce and can reach to the LT preview. No relevant data were submitted by KSEBL that kVA demand was exceeding 100kVA from 04/2019

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onwards. In fact it may only be a notion, because when power factor came down, kVA may have gone up which is may be due to failure of capacitor and this cannot be a reason for attracting low voltage surcharge. Hence the petitioner approached the Forum and requested to cancel the impugned bill and direct KSEBL to check DTR meter data and voltage level and quality of supply and also to provide petitioner some time to regularize their contract demand.

Subsequently, statement of facts was called for and the same was submitted by the respondent on 8/03/2022. The Forum afforded an opportunity to hear the Petitioner and Respondent on 15/3/2022 via online platform. Both the petitioner and the respondent were present for hearing.

Version of the Respondent:

The respondent reported that Consumer No.1155655027847 is an LT industrial connection, under LT IV tariff, registered in the name of Sri. K.L.John Lawrence, Kadungamparambil House, M/s. Polar Ice Plant, Ochanthuruthu. The respondent reported that during Section audit, it was found out that the petitioner has exceeded the maximum demand (MD) 100KVA many times during a year. So a Short Assessment Bill, amounting to Rs.679,878/- vide ref. No. BB/VPN/2021/Exceeding RMD/ Dtd.13.01.2022 was issued to the petitioner as per Regulation 9 and 101(3) of the Kerala Electricity Supply Code 2014.

The respondent reported that the petitioner raised objection through the letter dated 31.01.2022 to the Assistant Engineer, Electrical Section Vypin and replied vide letter no.DB-30/ESD VPN/2021-22/113 dtd 04.02.2022 by the Assistant Executive Engineer, Electrical Subdivision, Vypin.

The respondent stated that the petitioner's contention about the reason for exceeding of the Maximum Demand (ie RMD), defies the very fundamentals and principles of Electrical Engineering and hence cannot be acceptable.

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The respondent reported that the petitioner being an LT consumer, the Contract Demand shall not exceed 100 kVA as per Regulation (8) of the Kerala Electricity Supply Code 2014. Since the contract demand of the petitioner is 100 kVA, he is bound to limit the RMD within 100kVA. But the petitioner exceeded the contract demand regularly which attracted Low Voltage surcharge.

The respondent also reported that since the petitioner's RMD has been exceeding more than 100 kVA from 04/2019, he is liable to pay Low Voltage Surcharge up to 11/2021. As per the tariff order dated 17-4-2017 vide order No.1007/F & T/KSERC/2016 dated 17-4-2017, the consumers shall pay Low voltage supply surcharge if the connected load exceeded 100 kVA and is availing supply at LT.

The above position was upheld by the Hon'ble KSERC in its Order in petition OA No. 26/2019 which was filed as per the direction of Hon'ble High Court in WP (c) 39396/2015 as detailed below. The KSERC, in compliance of the judgment of the Hon'ble High Court dated 24th June 2019 in WP(C) No. 39396 of 2015, and after examining the issues raised by the petitioner as per the provisions of the Electricity Act, 2003 and the Regulations notified by the Commission, has issued the following orders for the compliance of the petitioner and the respondent KSEB Ltd.

- (1) The petitioner as a consumer having connected load and recorded maximum demand more than 100 kVA, has to pay low voltage surcharge as determined by the Commission as per the Regulation 9 of the Kerala Electricity Supply Code, 2014, to continue availing supply at LT.
- (2) Till the Commission explicitly determined the low voltage surcharge vide the tariff order dated 17.04.2017, the petitioner has to pay electricity charge, at the rate applicable to 'Deemed HT consumers, as per the " clause-9 of the General Conditions for HT and EHT tariff under Part-B – EHT 19 and HT

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Tariff of the Tariff Order dated 14.08.2014, i.e., demand charges applicable for HT-I (A) Industry and energy charge at LT-IV (A) Industrial tariff.

- (3) With effect from 18.04.2017 onwards, in addition to the electricity charges approved by the Commission for LT Industrial consumers including the demand charge and energy charge, the petitioner has to pay low voltage surcharge also as determined by the Commission from time to time.

The respondent reported that the KSEBL is entitled to recover the undercharged bills as per Regulation 134 Sub Regulation 1 of Electricity Supply Code 2014 which states as follows:

If the licensee establishes either by review or otherwise, that it has undercharged the consumer, the licensee may recover the amount so undercharged from the consumer by issuing a bill and in such cases at least thirty days shall be given to the consumer for making payment of the bill.

The respondent also reported that the monthly bills clearly indicate the consumption, demand and other particulars. As mentioned earlier the short assessment bill is not about the consumption, but about the exceeding of maximum demand beyond 100KVA. The respondent has complied with Regulation 101(3) of the Kerala Electricity Supply Code 2014. The short assessment bill is not an exorbitant one. It is very accurate and true to the Regulation 101(3) of the Kerala Electricity Supply Code 2014. Therefore, it is humbly prayed that the Forum may be pleased to accept the reply and dismiss the complaint with costs.

Analysis and findings:

Hearing was conducted on 15/03/2022 via online mode.

Having examined the petition in detail, and the statement of facts of the respondent, considering all the facts and circumstances in detail, and perusing all

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ADVOCATE

the documents of both sides, the Forum comes to the following observations, conclusions and decisions thereof.

The petitioner received a short assessment bill dated 13/1/2022 amounting to Rs.6,79,878/- for demand exceeding 100kVA towards low voltage surcharge for the period from 5/2018 to 11/2021. The petitioner's recorded maximum demand (RMD) has exceeded 100kVA during months 5/2018, 2/2019 to 6/2019, 10/2019 to 11/2019, 4/2020 and 11/2021.

Reg. 101 of Kerala Electricity Supply Code 2014 states that :

101. Annual review of contract demand.- (1) In the case of HT and EHT connections, if the maximum demand recorded exceeds the contract demand in three billing periods during the previous financial year, the licensee shall issue a notice of thirty days to the consumer directing him to submit within the notice period, an application for enhancement of contract demand.

(2) If there is no response from the consumer by the end of the notice period, the licensee shall enhance the contract demand of the consumer to the average of the top three readings of maximum demand shown by the maximum demand indicator (MDI) meter of the consumer during the previous financial year, if the additional load can be sanctioned without augmentation or upgradation or uprating of the distribution system.

(3) In the case of LT consumers under demand based tariff, similar review and consequential process shall be carried out.

Also Reg.11(2) of Kerala Electricity Supply Code 2014 states:

11.Limits of connected loads and contract demand for new LT connections.-

(2) The maximum contract demand permissible for low tension consumer who avails power under demand based metering shall be 100kVA, irrespective of his connected load.

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But the Forum observes that no action is seen taken by licensee to enhance the supply voltage level of the petitioner to 11kV even though the RMD has exceeded 100kVA for five consecutive billing months from 2/2019 to 6/2019.

Reg. 101 of Kerala Electricity Supply Code 2014 demands periodic review of contract demand/ voltage supply level by the licensee and informing the consumer about enhancing contract demand/voltage level in time. Here the letter for changing service connection to HT category was issued to petitioner only on 13/1/2020 along with the short assessment bill. A proper notice was issued to petitioner only on 10/2/2022.

But a distribution loss has occurred when the licensee supplied the high demand at low voltage. This loss will result in increased average cost of supply which in turn will reflect in tariff.

Hence the Forum concludes that the licensee is entitled to realize the low voltage supply charge for the billing months in which RMD exceeded 100kVA. The respondent shall also enhance the contract demand/supply voltage level of the petitioner following the procedures as per the relevant regulations of Supply Code 2014.

DECISION:

Considering the above facts and circumstances, the Forum issues the following orders:-

1. The impugned bill shall be revised by charging low voltage supply surcharge only for the billing months in which recorded maximum demand has exceeded 100kVA.

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[Signature]
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2. No cost ordered.

The petitioner is at liberty to file appeal before the State Electricity Ombudsman, Charangattu Bhavan, Building No.36/895, Mamangalam - Anchumana Road, Edappally, Kochi - 682 024 (Ph: 0484 -2346488) within 30 days of receipt of this order, if not satisfied with this decision.

Dated this 30th day of March 2022

Sd/-

Sri Jefrin Manuel
3rd Member
CGRF, Ernakulam

Sd/-

Mini Francis
2nd Member
CGRF, Ekm

Sd/-

Smt. Annie Job. E.J
(CHAIRPERSON)
CGRF-CR, Ernakulam

Forwarded

Sd/-

CHAIRPERSON
(DEPUTY CHIEF ENGINEER)
CGRF-CR, KALAMASSERRY

Endt. On CGRF-CR/OP No.79/21-22

Sri.K.L.John Lawrence
Kadungamparambil House
Polar Ice Plant,
Near Cruz Milgris Church,
Ochanthuruth

- Copy to: - (1) The Deputy Chief Engineer, Electrical Circle, KSEBL, Ernakulam
(2) The Executive Engineer, Electrical Division, KSEBL, Mattancherry
(3) The Asst. Exe. Engineer, ESD, KSEBL, Vypin
(4) The Asst. Engineer, Ele. Section, Vypin

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ADVOCATE

1155651024790

Period from RMD limit exceeds	Loss of demand charge			
4/2018	15750	6000	2.625	Exceeds 2.5
5/2018	15600	6000	2.6	Exceeds 2.5
6/2018	15300	6000	2.55	Exceeds 2.5
7/2018	11250	6000	1.875	
8/2018	11250	6000	1.875	
9/2018	11250	6000	1.875	
10/2018	11250	6000	1.875	
11/2018	11250	6000	1.875	
12/2018	11250	6000	1.875	
1/2019	11250	6000	1.875	
2/2019	11250	6000	1.875	
3/2019	11250	6000	1.875	
4/2020	12750	6800	1.875	
5/2020	12750	6800	1.875	
6/2020	12750	6800	1.875	
7/2020	12750	6800	1.875	
8/2020	12750	6800	1.875	
9/2020	12750	6800	1.875	
10/2020	12750	6800	1.875	
11/2020	14790	6800	2.175	
12/2020	18870	6800	2.775	Exceeds 2.5
1/2021	18530	6800	2.725	Exceeds 2.5
2/2021	18020	6800	2.65	Exceeds 2.5
3/2021	18530	6800	2.725	Exceeds 2.5
4/2021	18700	6800	2.75	Exceeds 2.5
5/2021	18360	6800	2.7	Exceeds 2.5
6/2021	19040	6800	2.8	Exceeds 2.5
7/2021	19210	6800	2.825	Exceeds 2.5
8/2021	19550	6800	2.875	Exceeds 2.5
9/2021	19380	6800	2.85	Exceeds 2.5
10/2021	18360	6800	2.7	Exceeds 2.5
11/2021	18190	6800	2.675	Exceeds 2.5

476680

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ADVOCATE



കേരളത്തിന്റെ ഊർജ്ജം

KERALA STATE ELECTRICITY BOARD LIMITED
(Incorporated under the Indian Companies Act, 1956)

Regd. Office: Vidyuthi Bhavanam, Pattom, Thiruvananthapuram - 695004
OFFICE OF THE ASSISTANT ENGINEER, ELECTRICAL SECTION, VYPIN
MALIPURAM.P.O, KOCHI Pin:682511, Phone : 0484 2492386, Email :
aeesvypin@gmail.com

No.BB/VPN/RMD exceeding/ 2022-23/44/ dt.13-06-2022

To,
Consumer No.1155651024790
Sri Abdul Azeez
M/s Falcon Ice Factory
Sir,

Sub :- Short Assessment due to RMD exceeding 100 KVA - reg:-

- Ref :-
1. Regulation 9 and 101(3) of the Supply code 2014
 2. Letter No. AE/ES/VPN/2021-22/116/ Dt.22-10-2021 from this office
 3. DCE/EKM/AB1/Demand charges/2021-22/2534/Dt.30-12-2021
 4. Letter No.DB-33/ESD.VPN/2021-22/147 dated 26.03.2022 of the Assistant Executive Engineer,Electrical Sub Division, Vypin
 5. Order dated 23.03.2022 of the Hon'ble Consumer Grievance Redressal Forum (CR)in OP No.72/2021-22.


Recorded Maximum Demand of your Service Connection Number11556510 24790 has been frequently exceeding 100 KVA and it necessitates an upward revision of supply voltage and conversion to HT category.Due to exceeding RMD a loss of Rs. 3,24,600/- has occurred to KSEBL for during the months in which recorded maximum demand has exceeded 100 KVA.So as per order mentioned above the amount has been arised.

Hence you are requested to remit Rs.3,24,600/- within 15 days from the receipt of this notice.You are requested to convert your service connection to HT category if the RMD continues to exceed 100 KVA.

- Acc :
- 1.Calculation sheet
 2. Invoice

- Copy submitted to:-
- 1 The Executive Engineer, Electrical Division, Mattanchery.
 2. The Assistant Executive Engineer,Electrical Sub Division, Vypin

Yours faithfully



Assistant Engineer
Electrical Section
Vypin

esb

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ANNEXURE A5
the above case.



ADVOCATE

-32-

24790

Consumer no- 1155651024790

Period from RMD limit exceeds	Loss of demand charge	
4/2018	15750	2.625
5/2018	15600	2.6
6/2018	15300	2.55
12/2020	18870	2.775
1/2021	18530	2.725
2/2021	18020	2.65
3/2021	18530	2.725
4/2021	18700	2.75
5/2021	18360	2.7
6/2021	19040	2.8
7/2021	19210	2.825
8/2021	19550	2.875
9/2021	19380	2.85
10/2021	18360	2.7
11/2021	18190	2.675
3/2022	17170	2.51
4/2022	17680	2.6
5/2022	18360	2.7
Total	324600	

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ADVOCATE

Order No (DD & IT) No. 612/2022 (LA III) / 16A / 2022, dated 3344271 11.05.2022.

KS&B കേരള സംസ്ഥാന വൈദ്യുതി ബോർഡ്

ഇലക്ട്രിസിറ്റി ആക്ട് 2003 ഖണ്ഡിക 56 പ്രകാരമുള്ള റിസാർട്ട് & ഡിസ്ട്രിബ്യൂഷൻ നോട്ടീസ്

സെക്ഷൻ	VYPIN	ഫോൺ	0484-2492386
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കൺസ്യൂമർ നമ്പർ	10-24790	വേർ	ABD... 2022 m/s FALCON ICE FACTORY.
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താരിഫ്	4A	കണക്ഷൻ ലോഡ് (വാട്സ്)	പോസ്റ്റ് നമ്പർ
ഫേസ്	3φ	താരിഫ് വിവരം	ട്രാൻസ്ഫോർമർ

ബിൽ നമ്പർ	പിഴ കൂട്ടാതെ പണം അടയ്ക്കാനുള്ള അവസാന തീയതി	വൈദ്യുതി വിച്ഛേദിക്കാതിരിക്കാൻ പണം അടയ്ക്കേണ്ട അവസാന തീയതി
ബിൽ തീയതി		
ബിൽ ഏതീയ		

മുൻ മീറ്റർ റീഡിംഗ് തീയതി:		LEMG
മുൻ സ്റ്റാറ്റസ്		ബിൽ വിവരങ്ങൾ
മുൻ ബിൽ തുക		തുടർച്ച
അടച്ച തുക		ചെയ്ത വാടക / SCMG

വൈദ്യുതി ഉപഭോഗ വിവരങ്ങൾ		
	മെയിൻ/പവർ മീറ്റർ	സബ് മീറ്റർ
ഇക്സ്ട്രാക്കൺ റീഡിംഗ്		
മുൻ റീഡിംഗ്		
ഉപഭോഗം		
ശരാശരി ഉപഭോഗം		

നിഖിലമുള്ള ബെക്വട്ടി ഡിസ്കോൺട്രി	ആകെ തുക	3,24,600.00
മറ്റ് വിവരങ്ങൾ	കൂടിശ്ശിക (+)	
	അഡ്വാൻസ് (-)	

As per order Low voltage Suncharge is changed only for the billing month in which recorded maximum demand has exceeded 100 kVA.

ആകെ അടയ്ക്കേണ്ട തുക	3,24,600.00
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Rupees Three Lakh Twenty Four Thousand and Six Hundred only.
സ്പോട്ട് ബില്ലർ / സീനിയർ സൂപ്പർവൈസർ

NB: 1. നിശ്ചിത തീയതിക്കകം പണമടച്ചില്ലെങ്കിൽ പിന്നീട് അടയ്ക്കുന്ന തീയതി വരെയുള്ള പലിശ നിശ്ചിത നിരക്കിൽ ഈടാക്കുന്നതാണ്.
2. വീട്/സ്ഥാപനം പൂട്ടിയിട്ടിരിക്കുന്നതിനാൽ ഇത്തരമുള്ള റീഡിംഗ് ചുമടാക്കുന്നില്ലെങ്കിൽ അടുത്ത തവണ വീട്/സ്ഥാപനം തുറന്ന് വെച്ച് റീഡിംഗ് ചുമടാക്കേണ്ടതാണ്. അല്ലാത്തപക്ഷം ഇവ: കൺസ്യൂമർ ഓഫ് സർവ്വൈസ് 33 (5) അനുസരിച്ച് ഡിസ്ട്രിബ്യൂഷൻ കമ്പനികൾക്ക് വിധേയമാക്കുന്നതായിരിക്കും.

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ADVOCATE



കേരളത്തിന്റെ ഊർജ്ജം

KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated under the Indian Companies Act, 1956)

Regd. Office: Vidyuthi Bhavanam, Pattom, Thiruvananthapuram - 695004

OFFICE OF THE ASSISTANT ENGINEER, ELECTRICAL SECTION, VYPIN

MALIPURAM.P.O, KOCHI Pin:682511, Phone : 0484 2492386, Email :

aeesvypin@gmail.com

No.BB/VPN/ Exceeding RMD/ 2022-23/43

dt.13-06-2022

To,

Consumer No.1155655027847
K L John Lawrance
Kadungamparambil House
Ochanthuruth

Sir,

Sub :- Short Assessment due to RMD exceeding 100 KVA - reg:-

Ref :- 1. Regulation 9 and 101(3) of the Supply code 2014

2. Letter No. AE/ES/VPN/2021-22/116/ Dt.22-10-2021 from this office

3. DCE/EKM/AB1/Demand charges/2021-22/2534/Dt.30-12-2021

4. Letter No.DB-33/ESD.VPN/2021-22/147 dated 26.03.2022 of the Assistant Executive Engineer,Electrical Sub Division, Vypin

5. Order dated 30.03.2022 of the Hon'ble Consumer Grievance Redressal Forum (CR)in OP No.79/2021-22.

Recorded Maximum Demand of your Service Connection Number 1155655027847 has been frequently exceeding 100 KVA and it necessitates an upward revision of supply voltage and conversion to HT category. Due to exceeding RMD a loss of Rs. 1,50,270/- has occurred to KSEBL for the period from 5/2018 to 11-2022.

Hence you are requested to remit Rs.1,50,270/- within 15 days from the receipt of this notice. You are requested to convert your service connection to HT category if the RMD continues to exceed 100 KVA.

- Acc : 1. Calculation sheet
- 2. Invoice

Copy submitted to:-

- 1. The Executive Engineer, Electrical Division, Mattanchery.
- 2. The Assistant Executive Engineer, Electrical Sub Division, Vypin

Yours faithfully,

Assistant Engineer
Electrical Section
Vypin

estb.

ATOS

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ADVOCATE

-35-

27/04

Consumer No-27847

Period from RMD limit exceeds	Loss of demand charge			
2/2019	15150	6000	2.525	Exceeds 2.5
3/2019	15750	6000	2.625	Exceeds 2.5
5/2019	15600	6000	2.6	Exceeds 2.5
6/2019	16050	6000	2.675	Exceeds 2.5
10/2019	17680	6800	2.6	Exceeds 2.5
11/2019	17680	6800	2.6	Exceeds 2.5
11/2021	17340	6800	2.55	Exceeds 2.5
12/2021	17170	6800	2.52	Exceeds 2.5
5/2022	17850	6800	2.61	Exceeds 2.5
Total	150270			

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 ADVOCATE

Tr No (DDA IT) No 672/2022 (L1011/1619/2022) 3344268

Dated 13.05.2022

KSEB കേരള സംസ്ഥാന വൈദ്യുതി ബോർഡ്

Regulated under

ഇലക്ട്രിസിറ്റി ആക്ട് 2003 ഖണ്ഡിക 56 പ്രകാരമുള്ള റീഗുലേറ്റഡ് ട്രാൻസ്മിഷൻ നിയന്ത്രണകമ്മീഷൻ നോട്ടീസ്

സെക്ടർ VYDIN		ഫോൺ 0484-2492386	
കൺസ്യൂമർ നമ്പർ 50.27847		പേര് K.L. JOHN LAWRENCE	
താരിഖ് 4A	കണക്ടഡ് ലോഡ് (വാട്സ്)	പോസ്റ്റ് നമ്പർ	
ഫോസ് 3B	താരിഖ് കിണിടം	ട്രാൻസ്ഫോർമർ	
ബിൽ നമ്പർ	പിഴ കൂട്ടാതെ പണം അടയ്ക്കുന്നതിനുള്ള അവസാന തീയതി	വൈദ്യുതി വില്പനിക്കായിരിക്കാൻ പണം അടയ്ക്കേണ്ട അവസാന തീയതി	
ബിൽ തീയതി			
ബിൽ എടിയ			
മുൻ മീറ്റർ റീഡിംഗ് തീയതി		LEMG	
മുൻ സ്റ്റാറ്റസ്		ബിൽ വിവരങ്ങൾ	തുക
മുൻ ബിൽ തുക		ലൈൻ വാടക/SCMG	
അടച്ച തുക		ഫിക്സഡ് ചാർജ്ജ്	
വൈദ്യുതി ഉപഭോഗ വിവരങ്ങൾ		എനർജി ചാർജ്ജ്	
	മെയിൻ/പവർ മീറ്റർ	സബ് മീറ്റർ	ഡ്യൂട്ടി
ഇപ്പോഴത്തെ റീഡിംഗ്			മീറ്റർ വാടക
മുൻ റീഡിംഗ്			അധിക ഫിക്സഡ് ചാർജ്ജ്
ഉപഭോഗം			അധിക എനർജി ചാർജ്ജ്
ശരാശരി ഉപഭോഗം			Low Voltage Surcharge 1,50,270.00
നിഖിലമുള്ള സെക്യൂരിറ്റി ഡിപ്പോസിറ്റ്		ആകെ തുക	
മറ്റ് വിവരങ്ങൾ		കുടിശ്ശിക (+)	
<p>As per order low Voltage Surcharge is changed only for the billing month in which recorded maximum demand has exceeded 100 k VA</p>		അവകാശ (-)	
		ആകെ അടയ്ക്കേണ്ട തുക 1,50,270.00	
		Rupees One Lakh, Fifty Thousand Two Hundred and Seventy only	
		നൂറോട്ട് ബില്ലർ / സീനിയർ സൂപ്രണ്ട്	
<p>NB: 1. നിശ്ചിത തീയതിക്കകം പണമടച്ചില്ലെങ്കിൽ പിന്നീട് അടയ്ക്കുന്ന തീയതി വരെയുള്ള പലിശ നിശ്ചിത നിരക്കിൽ ഇടപാടാക്കുന്നതാണ്. 2. വീട്/സ്ഥാപനം പുട്ടിയിട്ടിരിക്കുന്നതിനാൽ ഇത്തരമുള്ള റീഡിംഗ് ലഭ്യമാകുന്നില്ലെങ്കിൽ അടുത്ത തവണ വീട്/സ്ഥാപനം തുറന്നു വെച്ച് റീഡിംഗ് ലഭ്യമാക്കേണ്ടതാണ്. അല്ലാത്തപക്ഷം ഇ.ക. കൺസ്യൂമർ ഓഫീസ് സെയ്റ്റ് 56 (b) അനുസരിച്ച് ഡിസ്കണക്ട് ചെയ്ത തുടങ്ങിയ നടപടികൾക്ക് വിധേയമാക്കുന്നതായിരിക്കും.</p>			

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