



बिहार विद्युत विनियामक आयोग
Bihar Electricity Regulatory Commission

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Letter No. BERC- Case No. 10/2016- 827

Patna, Dated:- 17/6/2016

To,

The Chief Engineer (Com.),
South Bihar Power Distribution Co. Ltd.
Vidyut Bhawan-1, J.L. Nehru Marg, Patna-21

The Chief Engineer (Com.),
North Bihar Power Distribution Co. Ltd.
Vidyut Bhawan-1, J.L. Nehru Marg, Patna-21

Sub:- Petition for approval on relaxation in submission of the documents to be furnished for H.T. Connection by H.T. Applicants.

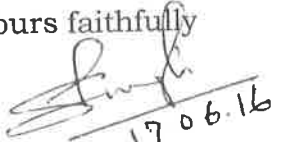
Ref:- BERC Case No.-10/2016

Sir,

With reference to the subject noted above, I am directed to enclose the certified copy of the order passed by BERC on 15-06-2016 in Case No.-10/2016 for information.

Encl.-As above.

Yours faithfully


17 06.16
Secretary



Bihar Electricity Regulatory Commission
VidyutBhawan-II, J.L.NehruMarg, Patna 800 021

Case No. 10/2016

In the matter of :

Petition for approval on relaxation in submission of the documents to be furnished for H.T connection by HT applicants.

And

In the matter of:

1. North Bihar Power Distribution Co. Ltd.Petitioner

Coram:

1. Sri S. K. Negi - Chairman
2. Sri S. C. Jha - Member
3. Sri Rajeev Amit - Member

Appearance :

1.	Shri Purushottam Prasad, Chief Engineer (Com.)	On behalf of NBPDCCL
2.	Shri Purushottam Prasad, EEE (Com.)	On behalf of SBPDCL
3.	Shri Binod Kumar, AEE (Com.)	
3.	Sri Sanjay Bhartiya, Co-convenor, Energy Committee	On behalf of Bihar Chamber of Commerce and Industry
4.	Sri Umesh Poddar,	On behalf of Bihar Industries Association

Order

Dated : 15.06.2016

North Bihar Power Distribution Company Ltd. (NBPDCCL) has filed application before the Commission for approval on relaxation in submission of the documents to be furnished for High Tension connection by HT applicants vide letter no. Com/PWC/103/2015-219 dated 10.03.2016.

1.0 Submission of the Petitioners-

The petitioner has submitted the petition to simplify the process in which following documents are required from the consumers applying for H.T connection-

- (1) In case of ownership of the premises: registered sale deed or partition deed or succession or heirship certificate or deed of last will.

Or

In case of occupancy of premises: valid power of attorney or latest rent receipt or valid lease deed or rent agreement or copy of allotment order issued by the owner of the property.



Or

In case of supply for agriculture/irrigation pump set: the copy of land Revenue receipt 'Khata Nakal' giving the Revenue Plot No. "Khasara/Khata" number of the field within which the supply is required.

(2) In case of tenants: permission of landlord along with proof of ownership of the premises.

Approval/permission of the local/statutory authority is required under any land/statue.

Or

In case of partnership firm: partnership deed, authorization in the name of applicant for signing the requisition form and agreement.

Or

In case of a Public or Private Limited Company : Memorandum and Article of Association and Certificate of incorporation and authorization in the name of applicant for signing the requisition form and agreement.

The permanent address as per clause 4.13 (f) will be considered as mentioned in Application Format. Further amendment in Application format for HT application as added may be considered. Hence, present Application format may be amended at that extent.

2. Comments/Suggestions and Hearing

Fixing the date of hearing on 12.05.2016 the Commission invited comments/suggestions/objections from the general public and stakeholders on the subject. Notices were also issued to some individual consumers, consumers organization, BSPHCL, NBPDCCL, SBPDCL, BSPTCL, BSPGCL, BREDA, Bihar Industries Association, Bihar Chamber of Commerce, Bihar Steel Manufactures etc. vide Commission's letter no. 635 dated 05.05.2016.

During hearing on 12.05.2016 Commission asked the petitioner to submit the revised format of the proposed HT Application for the approval of the Commission. Chief Engineer (Com.) agreed to submit a revised format within a week. The Commission allowed the prayer of the petitioner subject to submission of revised format.

3. Upto 12.05.2016 no comments/ suggestions/objections were received by the Commission. However, The petitioner submitted revised format of HT Application vide CE (Com.), NBPDCCL letter no. 435 dated 18.05.2016 as below :



1. Proof of land :-

(a) In case of ownership of the premises :- Registered sale deed or partition deed or succession or heirship certificate or deed of last will.

Or

(b) In case of occupancy of premises :- Valid power of attorney or latest rent receipt or valid lease deed or rent agreement or copy of allotment order issued by the owner of the property. Or permission of landlord along with proof of ownership of the premises.

Or

In case of supply agriculture, irrigation pump set :- The copy of land Revenue receipt 'Khata Nakal' giving the Revenue Plot No. 'Khasara/Khata' number of the field within which the supply is required.

2. In case of a partnership firm :- Partnership deed, authorization in the name of the applicant for signing the requisition form and agreement along with document of identity and address proof of applicant as given in table 'A' below.

Or

In case of a Public or Private Limited Company :- Memorandum and Articles of Association and Certificate of incorporation an authorization in the name of the applicant for signing the requisition form and agreement along with document of identity and address proof of applicant as given in table 'A' below.

Or

In case of individual or proprietorship firm, document of identity and address proof of applicant as given in table 'A' below.

Table-'A'

Sl. No.	For Identity proof with address proof	
1.	Passport	
2.	Aadhar Card	
3.	Voter Identity Card	
4.	Driving License	

4. Observation of the Commission-

After submission of revised format by Chief Engineer (Com,) NBPDCCL vide letter no. 435 dt. 18.05.2016 the Commission perused the proposal of the petitioner. The Commission finds that the revised format of HT



Application is in deviation with the proposal in their petition. The Commission also examined the existing Application format for HT consumers. The format of the application for H.T consumers as included in Annexure-II of Bihar Electricity Supply Code-2007 envisages 14 types of documents to be furnished with application as per applicability. Section 43 of the Electricity Act, 2003 deals with the service connection, the excerpts of which is reproduced below:-

"43. (1) Every distribution licensee, shall, on an application by the owner or occupier of any premises, give supply of electricity to such premises, within one month after receipt of the application requiring such supply :

Provided that where such supply requires extension of distribution mains, or commissioning of new sub-stations, the distribution licensee shall supply the electricity to such premises immediately after such extension or commissioning or within such period as may be specified by the Appropriate Commissioning or within such period as may be specified by the Appropriate Commission.

Provided further that in case of a village or hamlet or area wherein no provision for supply of electricity exists, the Appropriate Commission may extend the said period as it may consider necessary for electrification of such village or hamlet or area.

(2) It shall be the duty of every distribution licensee to provide, if required, electric plant or electric line for giving electric supply to the premises specified in sub-section (1) :

Provided that no person shall be entitled to demand, or to continue to receive, from a licensee supply of electricity for any premises having a separate supply unless he has agreed with the licensee to pay to him such price as determined by the Appropriate Commission .

(3) If a distribution licensee fails to supply the electricity within the period specified in sub-section (1), he shall be liable to a penalty which may extend to one thousand rupees for each day of default."

Regulation 4.13 (A) of Bihar Electricity Supply Code-2007 dealing with service connection provides as under:-

"The consumer shall furnish, along with the application form, attested true copies of following documents (details at Annex1 & Annex -2). The licensee may ask for the original documents, from the consumer, if required, for verification.



(a1) *Proof of ownership of the premises in the form of registered sale deed or partition deed or succession or heirship certificate or deed of last will,*

OR

Proof of occupancy such as valid power of attorney or latest rent receipt or valid lease deed or rent agreement or copy of allotment order issued by the owner of the property,

OR

In case of supply for agriculture/ irrigation pump set, the copy of Land Revenue receipt 'khata nakal' giving the Revenue Plot No. 'khasara/khata' number of the field within which the supply is required.

(a2) *In case of tenant permission of landlord along with proof of ownership of the premises.*

(b) *Approval / permission of the local / statutory authority, if required under any law / statute.*

(c) *In case of a partnership firm, partnership deed, authorization in the name of the applicant for signing the requisition form and agreement.*

(d) *In case of a Public or Private Limited Company, Memorandum and Articles of Association and Certificate of incorporation together with an authorization in the name of the applicant for signing the requisition form and agreement.*

In case of application for power supply to stone crushers, stone polishing and hotmix plants, the following additional information shall also be furnished.

(e) *Documentary evidence from the department concerned to show that he will be able to take requisitioned quantum of power supply for at least two years, or as specified in the agreement.*

(f) *His permanent address.*

The consumer shall also intimate whether the service line and extensions, if any, shall be laid by the consumer or the licensee.

From bare reading of the Act, there is no requirement of any document except documents related to occupancy of the premises. Further, the Commission observes that Clause 4.13 (A) of the Supply Code mandates the requirement of any one document with respect to occupancy of the premises,



any one document with respect to formation of company and one document with respect to approval/permission of statutory authority if applicable.

The petitioner in his proposed format of HT Application form has envisaged only two documents- one related to ownership or occupancy of the premises and the other with respect to formation of the company. The Commission finds the proposed simplification of the format consumer friendly and in line with the provisions of the Act. The simplification of the process of seeking electric connection to H.T consumer will facilitate the ease of doing business and promote conducive business environment in the State.

In the light of the above observations, Commission considers it appropriate to approve the proposed format of application for HT consumers. The revised format of HT Application as approved by the Commission is annexed with this order.

The Distribution Licensees shall publish the revised HT Application Form in at least two daily newspapers in Hindi and English each and shall upload on their website for information of the general public.

The Annexure-II of the Bihar Electricity Supply Code-2007 stands amended to this extent.

Secretariat of the Commission is directed to initiate action for amendment of Regulation 4.13 of the Supply Code-2007 accordingly.

Sd/-
(Rajeev Amit)
Member

Sd/-
(S. C. Jha)
Member

Sd/-
(S. K. Negi)
Chairman



CERTIFIED TRUE COPY

[Signature]
16/6/16
Compared

[Signature]
16.6.16
Secretary
BERC

Annexure – 2
(See Clause 4.11)

Application for Supply of Electricity at High Tension
(to be submitted in 5 sets)

Registration No:

Date:

Amount Paid Rs.:

DD No / Date:

To,

ASSISTANT ELECTRICAL ENGINEER,
ELECTRICAL SUPPLY SUB-DIVISION

.....
.....

Passport
Size

Sir,

I / We request you to supply electricity at High Tension as mentioned below:

1. Name of the Customer in whose name connection is required:

2. Location of Premises where supply is required:

Street/Road	Block:
Village/Town:	Police Station
Plot No.	Post Office
	Pin Code:
	District:

3. Addresses and Telephone Number for Communication:

Permanent address	Present address
Mobile No.	Tel. No./Mobile No.
E-mail	E-mail



(4) This Application is for:-

- A new Service Connection
(Category.....Load.....KVA)
- Enhancement of Load
(From.....KVA to.....KVA)
- Reduction of Load
(From.....KVA to.....KVA)
- Change of Category
(.....Category to.....Category)
- Change of Name
(Sri/Smt.....to Sri/Smt.....)
- Shifting of Service Connection
(.....to.....)
- Temporary fromto.....
(.....Category for.....KVA Load)
- Seasonal from.....to.....yearly
(.....Category for.....KVA)

5. Category of Supply Requested (Please tick the category required):

Category	Purpose
HT S I	11 kV High Tension Service
HT S II	33 kV High Tension Service
HT S III	132 kV High Tension Service
HTS-IV	220 KV High Tension Service
HTSS	11KV/33KV High Tension Specified Service
RTS	25kV/132 kV Railway Traction Service

6. Are any other services existing in the same Premises:

Yes

No

If yes, details thereof are as follows:

Sl. No	Particulars	Details
i	Existing Service Connection Number	
ii	Existing Contracted Maximum Demand (kVA)	
iii	Existing Contracted Load (HP/kW)	
iv	Existing Connected Load (HP/kW)	
v	Date of conclusion of present HT Agreement	
vi	Date of release of supply	
vii	A.M.G of the service, if any	
viii	Security Deposit	



7. Are any other services existing elsewhere in the same name or in the names of sister concerns.

Yes

No

If yes, the details thereof are as follows:

Service Connection Number	Category

8a. Requirement of New / Additional Load:

I	Contracted Maximum Demand (kVA) (With Phasing if any)	
II	Contracted Load (HP/ kW)	

8b. Details of connected load at the time of commencement of supply:



9. Total Load Requirement (Existing + New / Additional Load):

I	Contracted Maximum Demand (kVA) (With Phasing if any)	
II	Contracted Load (HP/ kW)	

10. Nature of industry and product manufactured:

11. Number of running days in a month

12. Number of running shifts of the factory

13. Period of season if load is seasonal

14. Date by which service is required

15. Power of Attorney

16. Whether the industry is availing / proposes to avail power from other sources. If so, please provide details:

17. (a) Whether the industry has back up, captive generating plant. If so, please provide details

(b) Any other information

18. Documents to be furnished (Please tick where applicable):

3. Proof of land :-

(c) In case of ownership of the premises :- Registered sale deed or partition deed or succession or heirship certificate or deed of last will.

Or

(d) In case of occupancy of premises :- Valid power of attorney or latest rent receipt or valid lease deed or rent agreement or copy of allotment order issued by the owner of the property. Or permission of landlord along with proof of ownership of the premises.

Or

In case of supply agriculture, irrigation pump set :- The copy of land Revenue receipt 'Khata Nakal' giving the Revenue Plot No. 'Khasara/Khata' number of the field within which the supply is required.

4. In case of a partnership firm :- Partnership deed, authorization in the name of the applicant for signing the requisition form and agreement along with document of identity and address proof of applicant as given in table 'A' below.

Or

In case of a Public or Private Limited Company :- Memorandum and Articles of Association and Certificate of incorporation an authorization in the name of the applicant for signing the requisition form and agreement along with document of identity and address proof of applicant as given in table 'A' below.

Or

In case of individual or proprietorship firm, document of identity and address proof of applicant as given in table 'A' below.

Table-'A'

Sl. No.	For Identity proof with address proof	
1.	Passport	
2.	Aadhar Card	
3.	Voter Identity Card	
4.	Driving License	

Signature of Applicant



Declaration by the Applicant

19. I/We.....solemnly affirm and declare (s) that :-

I/We request the company to provide meter/metering equipment for measuring electricity supplied to me/us.

I/We undertake to execute an agreement in the prescribed form, if so called upon by the Distribution licensee.

Signature of Applicant

Signature of Original Owner
(In case of title transfer)

Place

Date

Signed by the applicant in my presence:

Witness 1	Witness 2
Signature: Name and Permanent Address: Date:- Mobile No. :- Email Id :-	Signature: Name and Permanent Address: Date :- Mobile No. :- Email Id :-

ACKNOWLEDGE OF APPLICATION

Registration No:

Date of Registration:

Signature of
Receiving Officer with
Stamp:

Total Amount
Received:

Designated:



