

**JOINT ELECTRICITY REGULATORY COMMISSION FOR
THE STATE OF GOA AND UNION TERRITORIES
GURGAON**

Coram *
Dr. V.K. Garg, Chairperson
Petition No. 11/2010
(Suo-Moto)

In the matter of

Establishment of Consumer Grievance Redressal Forums

And in the matter of:

Compliance of Order dated 09.10.2009 of the Hon'ble Appellate Tribunal for Electricity.

RESPONDENTS:

Electricity Department of Goa
Electricity Department of Andaman & Nicobar Islands
Electricity Department of Chandigarh
Electricity Department of Daman & Diu
Electricity Department of Dadra & Nagar Haveli
Electricity Department of Lakshadweep
Electricity Department of Puducherry

Through respective Secretary (Power)

Present

1. Shri Ravi Chandar R. - Executive Engineer for Electricity Department, U.T. of Lakshadweep

ORDER

18.05.2012

The representative of the Petitioner submitted that Electricity Department, U.T. of Lakshadweep advertised vacancy for Post of Member – CGRF two times, but did not receive applications from any person having requisite qualification. He further submitted that in response to 1st advertisement No. 67/2/5/Elc/2011-2411 dated 19.08.2011 only two applications of Shri A. Attakoya and Shri Pookoya M.C. were received. They were not having

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requisite qualification for Post of Member of CGRF for Electricity Department, U.T. of Lakshadweep.

The vacancy was re-advertised vide no. 67/2/5/Ele/2011/858 dated 12/03/2012 and applications from 3 persons only namely (1) Shri C.M. Ahmed (Executive Engineer (Ele), Retd. Department of Electricity, Kavaratti, Lakshadweep) (2) Shri M. Koya, Assistant Engineer (Ele), Minicoy (serving Assistant Engineer in Electricity Department, Lakshadweep) and (3) Shri M.P. Dharwesh Khan, Assistant Engineer (Ele), Amini (serving Assistant Engineer in Electricity Department Lakshadweep) were received. They were also not having requisite qualification.

The Commission received application of Shri G. Venkatesan, Superintending Engineer, Electricity Department, Government of Puducherry and Managing Director of PPCL (Retired) on 24.04.2012 along with a copy of his application dated 21.08.2011. The application was forwarded to Secretary (Power), Govt. of UT of Lakshadweep.

Executive Engineer, Electricity Department, U.T. of Lakshadweep sent a letter No. 67/2/5/2011-Ele/12443 dated 18.04.2012 to the Commission stating that they have advertised vacancy of Member – CGRF Electricity Department many times but did not receive any application from any person having requisite qualification. Representative of the Petitioner submitted that application of Shri G. Venkatesan both times received after the expiry of last date of receipt of application. They also requested for relaxation of requisite qualification for the Post of the Member CGRF.

Hon'ble APTEL vide Orders dated 09.10.2009 and 27.01.2012 in Appeal No. 181 of 2008 and Review Petition No 5. of 2009 directed that CGRF should be constituted as required under Electricity Act, 2003 and the vacancies in the CGRF should be filled in without any further delay. There is vacancy of one post of Member CGRF ED UT of Lakshadweep. The ED UT of Lakshadweep and the Commission are to comply directions of the Hon'ble APTEL.

The Commission direct the Petitioner to evaluate as to whether there should be relaxation in the requisite qualification for the post of Member – CGRF or to relax last date of receipt of application of a qualified person for the post of Member CGRF. Requisite reply be filed within 4 weeks time.

Post for hearing on **26.06.2012 at 11.00 A.M.**

**Sd/-
(Dr. V.K. Garg)
Chairperson**

Member (Vacant)

* Post of the Member is vacant. According to provisions of Section 93 of the Electricity Act, no act or proceedings of the appropriate Commission shall be questioned or invalidated merely on the ground of existence of any vacancy or defect in the Constitution of the appropriate Commission. As per conduct of business regulation of the JERC "Coram is Two" but if the Member is prevented from attending the meeting or the hearing for any reason, the Hon'ble Chairperson will constitute a valid Coram.