

BEFORE THE ELECTRICITY OMBUDSMAN
(For the State of Goa and Union Territories)
Under Section 42 (6) of the Electricity Act, 2003
3rd Floor, Plot No. 55-56, Udyog Vihar - Phase IV, Sector 18
Gurugram (Haryana) 122015,
, Email ID: ombudsman.jercuts@gov.in
Phone No.:0124-4684708

Appeal No-202 of 2023

Date of Video Conferencing: 18.10.2023

Date of Order: 19.10.2023

Mr Vinod Kumar, Director of M/s Rameshwara
Hospital Pvt Ltd

.... Appellant

Versus

1. M/s Atulya Healthcare Pvt Ltd
2. Superintending Engineer, (Electricity
Operations Circle), Deptt of Engg, Chandigarh
Administration
3. Executive Engineer, Electricity (Operations),
Division No 1 & others

.... Respondent

Parties present:

Appellant(s)

Mr Vipul Joshi for M/s Rameshwara Hospital

Respondent(s)

Mr Tejinder Joshi
Mr Pankaj Kansil, Director Atulya Healthcare &
Mr Price Malhotra for M/s Atulya Healthcare Pvt Ltd

Mr Chandra Shekhar Executive Engineer, Electricity (Operations),
Division No 1, Chandigarh

Date of Interim Order: 19.10.2023.

The Appellant has preferred an Appeal No-[202] against CGRF order in Complaint No- E-111/2023 dated-21.09.2023 filed by M/s Rameshwara Hospital Pvt Ltd. The Appeal was admitted on 27.09.2023, as Appeal No. 202/2023. Copy of the same as received was forwarded to the Respondents with a direction to submit their remarks/ counter reply on each of the points. The counter reply received from the Respondents on 5.10.2023 (M/s Atulya Healthcare) and 17.10.2023 (Electricity Department, Chandigarh).

Accordingly, the hearing was fixed up for 18.10.2023 at 11 AM but the same was deferred to 2 PM on the request on Email by both the parties.

The hearing started at 2PM.

Submissions by the Appellants

Mr Vipul Joshi on behalf of M/s Rameshwara Hospitals Pvt Ltd has submitted that he had received the application on maintainability of appeal in the late evening of 17.10.2023 and another detailed reply on the appeal filed by M/s Atulya on 18.10.2023 at about 10AM. He further submits that he could not go through the contents of above-mentioned replies, as such sought time to file the reply.

As per the deliberations during the proceedings Mr Vipul Joshi has also expressed his dissent regarding orders passed by the CGRF Chandigarh regarding usage of Transformer for giving new connection to M/s Atulya Healthcare Pvt Ltd.

Submissions by the Respondent:

Mr Tejinder Joshi representing M/s Atulya Healthcare Pvt Ltd has submitted that they have already filed a petition in Hon'ble High Court of Punjab and Haryana for the appointment of Sole Arbitrator. The matter is still sub-judice.

Mr Chandra Shekhar Executive Engineer, Electricity (Operations), Division No 1 has also informed that load of 495 KW has already been sanctioned in favour of M/s Atulya Healthcare Pvt Ltd as per the CGRF order dated 21.09.2023 and a new Metering cubicle is made available by M/s Atulya Healthcare Pvt Ltd for installation, however, the same could not be installed as M/s Rameshwara Hospital has reservations regarding connecting load through the existing Transformer which has been provided by them for the connection which was disconnected on 30.08.2023 on the request of M/s Rameshwara Hospital

Interim order

The request submitted by Mr Vipul Joshi on behalf of M/s Rameshwara Hospital has been accepted and he is allowed to submit his reply by 20th October, 2023 positively.

Mr Chandra Shekhar Executive Engineer, Electricity (Operations), Division No 1 has been advised to depute competent Engineers to inspect the site in question to explore the possibility of establishing Substation in the premise in case a fresh equipment (Metering cubicle, Panel and termination cables etc.) is to be installed for providing the connection. The space should be adequate and technically feasible. Mr Atulya Healthcare has been advised to arrange for the inspection on 19.10.2023 in coordination with the authorized officials deputed by Mr Chandra Shekhar, Executive Engineer at a mutually agreed time. All supports for the inspection to be arranged by M/s Atulya Healthcare Pvt Ltd.

Mr Vipul Joshi has assured this Forum that he will fully cooperate in this inspection and he will not create any kind of obstruction/objection to this inspection.

Mr Chandra Shekhar, Executive Engineer has also been advised to arrange for the inspection on 19.10.2023 and submit his report to this office by 20th October, 2023 positively. The report should be supported by a layout plan and Photographs. In case of any hindrance by any party, he can seek the help of local Police for inspection.

The next date of Hearing has been fixed for 23.10.2023. All concerned have been intimated accordingly.



(C M SHARMA)
Electricity Ombudsman
For Goa & UTs (Except Delhi)

Dated: 19.10.2023