

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

Present: Shri. T.M. Manoharan, Chairman  
Shri. K. Vikraman Nair, Member  
Shri. S. Venugopal, Member

No.1151/Com. Ex/KSERC/2014

**In the matter of:** Submission of petition for review of the order of the Commission dated 10-3-2015 in Petition No.1151/ Com.Ex/ KSERC/2014

Sri. K. Anandakuttan Nair, : Petitioner  
Secretary, Electricity Consumers' Welfare  
Association, No.TVM/TC/1087/2013

**Vs**

1. Assistant Engineer, : Respondents  
KSEBL, Electrical Section,  
Beach, Thiruvananthapuram.
2. Assistant Executive Engineer,  
KSEBL, Electrical Sub Division,  
Beach, Thiruvananthapuram.
3. Executive Engineer,  
KSEBL, Electrical Division,  
Kazhakuttom,  
Thiruvananthapuram.

**Order dated 29-06-2015**

**Background of the case:-**

M/s Madhura Foods is an industrial consumer bearing Con. No.15814 with initial connected load of 5845 watts under Electrical Section, Beach, Thiruvananthapuram. The company applied for additional power at various stages. The petitioner submitted a complaint before the Commission on 20-6-2014 alleging non-compliance of the provisions of Electricity Act, 2003 and the regulations made thereunder, while processing and sanctioning

of power requested for by the above company at various stages. The Commission after detailed hearing, dismissed the complaint on the ground that the complainant has no locus standi to file the complaint before the Commission as per the provisions specified in KSERC (Conduct of Business) Regulations, 2003 vide its order No.1151/Com.Ex/KSERC/2014 dated 10-3-2015. Aggrieved by the said order, the complainant submitted this Review Petition.

### **Averments of the petitioner**

The petitioner submitted the following for consideration of the Review Petition by the Commission.

The review petition is delayed since the petitioner was engaged in arranging, conducting the marriage of his daughter and after that he was engaged in arranging, conducting and attending the social and religious functions connected with the marriage. Therefore, leave was sought for the period of delay caused in submitting the review petition.

### **Analysis and decision of the Commission**

- (1) The original petition filed by Shri. K. Anandakuttan Nair, Secretary, Electrical Consumers' Welfare Association praying for actions under section 142 of the Electricity Act, 2003 against the respondents, was dismissed by the Commission on 10-3-2015 stating that the complainant had no locus standi to file the complaint as per the provisions specified in KSERC (Conduct of Business) Regulations, 2003.
- (2) The present review petition is filed against the said order dated 10-3-2015, which is received in the office of the Commission on 14-5-2015. Under regulation 67 of KSERC (Conduct of Business) Regulations, 2003, as amended, any person affected by a decision or order of the Commission may, within forty five days from the date of making such decision or order, apply for the review of the same. Hence a review petition against the order of the Commission dated 10-3-2015 should have been filed on or before 24-4-2015. Hence there is delay of 20 days in filing the instant review petition.
- (3) The explanation for the delay occurred in submission of the review petition, offered by the petitioner is not satisfactory.

## **Order of the Commission**

The review petition is dismissed on the ground of delay in submitting the same before the Commission as per Regulation 67 of KSERC (Conduct of Business) Regulations, 2003.

Sd/-  
S. Venugopal  
Member (Fin)

Sd/-  
K. Vikraman Nair  
Member (Engg)

Sd/-  
T.M. Manoharan  
Chairman

Approved for issue

SECRETARY