

**BEFORE THE CONSUMER GRIEVANCES REDRESSAL,
FORUM (CGRF), GOVERNMENT OF GOA,
ELECTRICITY DEPARTMENT, VIDYUT BHAVAN,
4TH FLOOR, VASCO, GOA.**

Complaint / Representation No. 34/2024 /165

Dr. Angeli Misra,
Dr. Asha Bhatnagar,
Villa 27, Goveia Holiday Homes,
Anjuna Village, Taluka Bardez,
Survey No- 203, Mapusa – Goa.

..... Complainant

V/S

1. The Chief Electrical Engineer,
Electricity Department,
Government of Goa,
Vidyut Bhavan, Panaji – Goa.

2. The Executive Engineer,
Electricity Department,
Div - XVII, - Mapusa B - Goa.

3. The Assistant Engineer,
Electricity Department,
Div - XVII, S/D- II,
Mapusa - Goa.

..... Respondents

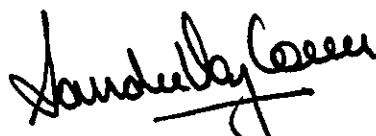
Dated : - 23/09/2024

ORDER

1. This order shall dispose the complaint received on 28.08.2024. The complainants are aggrieved by the application of commercial rates to their villa no. 27 at Gouveia Holiday Homes at Anjuna purchased 14 years ago. They have relied on a deed of conveyance dated 18.10.2021 wherein M/s Lifeline Laboratory, a partnership firm comprising the complainants as its partners transferred and assigned the villa to the complainant's.



2. The Department contested the complaint and filed its written version through the third respondent. It is their case that the said Villa belonging to the complainant's was being used for commercial activity i.e. rent-back. Hence, a provisional assessment order dated 29.12.2023 for Rs. 56584/- was issued to the consumer. Since they did not respond, a final assessment order amounting to Rs. 39286/- was issued on 22.02.2024. The consumer did not respond to the final assessment order either. Thereafter the amount was posted in the subsequent energy bill as sundry charges for recovery.
3. I heard the parties on videoconference. Shri Jijesh Ramachandran represented the complainants while Smt. Reecha Shetye AE appeared for the Department.
4. This case relates to proceedings initiated by the licensee under Section 126 of the Electricity Act 2003 for unauthorised use of electricity. The JERC (CGRF and Ombudsman) Regulations 2019 expressly bar this Forum to entertain complaints that relate to proceedings initiated under Section 126 of Electricity Act. The remedy against a final assessment order lies in an appeal to the designated appellate authority under Section 127 of Electricity Act.
5. Accordingly, the complaint stands dismissed. Proceedings closed.
6. The Complainant, if aggrieved, by non-redressal of his/her grievance by the Forum or non-implementation of CGRF order by the Licensee, may make an Appeal in prescribed Annexure-IV, to the Electricity Ombudsman, Joint Electricity Regulatory Commission for the State of Goa and UTs, 3rd Floor, Plot No.55-56, Service Road, Udyog Vihar, Phase-IV, Sector-18, Gurugram-122015 (Haryana), Phone No.:0124-4684708, Email ID: ombudsman.jercuts@gov.in within one month from the date of receipt of this order.


SANDRA VAZ E CORREIA
 (Member)