

THE STATE ELECTRICITY OMBUDSMAN

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**Appeal Petition No. P/06/2025
(Present A. Chandrakumaran Nair)
Dated: 27-03-2025**

Appellant : Sri. Sajan Varghese,
Director,
M/s. Saj Flight Service Pvt. Ltd.,
Thiruvananthapuram (DT)

Respondent : 1. The Special Officer (Revenue)
Vydyuthi Bhavanam, Pattom
Thiruvananthapuram

2. The Deputy Chief Engineer
Electrical Circle, KSE Board Ltd.
Thiruvananthapuram,
Thiruvananthapuram(DT)

ORDER

Background of the case

The appellant is Shri. Sajan Varghese, Director of M/s. Saj Flight Services (P) Ltd., Thiruvananthapuram, and represented by Shri. Reji Varghese. M/s. Saj Flight Services is a dismantled HT Consumer under the Electrical Section Sreevaraham which is coming under the jurisdiction of Deputy Chief Engineer, Electrical Circle, Thiruvananthapuram. The service connection was disconnected on 01/02/2014 and dismantled on 16/08/2015. The arrear energy charges at the time of dismantling was not paid and hence revenue recovery action was initiated to recover the current charge dues. The energy charges were not paid for a period from 02/2012 to 09/2013 and the amount pending as on 07/2016 was Rs. 3,04,771 which include the principal amount of Rs.2,07,053 and interest Rs.97,718/-. An amount Rs 1,26,73 of is under dispute as the Licensee had filed writ petition to Hon'ble

High Court of Kerala against the order of State Electricity Ombudsman dated 21/01/2009 regarding the reduction of contract demand for a period from 11/2005 to 01/2008. The revenue recovery action is initiated for the undisputed amount with interest. The appellant is contenting the revenue recovery proceedings and filed the petition to CGRF. CGRF issued order dated 10/11/2024 on completing the proceedings. Aggrieved by the decision of CGRF, this appeal petition is filed to this Authority.

Arguments of the Appellant

I have filed complaint against KSEB for not allowing to settle a dues under OTS. The Hon. Forum during the hearing agreed to refer the matter to the Special Officer (Revenue) for asserting the amounts and also for rehearing of the representation dated 17-01-2024. But the Hon. Forum passed order stating that the demand is payable by us. Hence I am filing this appeal. In the premises there was a LT connection which was having a dispute and there is a pending interest amount payable in that amount. On receiving the OTS scheme we opted for settling the dues then the KSEB claimed huge amount is payable under our HT connection.

Regarding the HT Connection there are various litigation, all of them are in favor of us. But the KSEB refused to implement the said order and billed as per their will and pressure which is totally illegal. Even the security deposit remitted by us was also not given credit and interest there on. Hence the demand with respect to HT Connection is totally illegal KSEB has not given any clarification in this regards to me or before the CGRF and now KSEB is claiming that they have sent for Revenue Recovery. If so the said Revenue Recovery is barred by limitation under Electricity Act 2003. Without considering any of this point CGRF passed the orders, hence this appeal.

The orders passed by CGRF and the Hon. Ombudsman are not implemented

1. OP No. 1237/2014

Minimum charges only can be charged for 3 months from 1-7-2013. Whereas KSEB charged for 4 months and in between manipulated the bills and charged Rs. 49960/- and Rs. 19485/- for 7/13 and 8/13 which is totally illegal.

2. Order of Hon. Ombudsman in OP No. 30/2008.

They have not implemented the orders instead filed Writ petition before the Hon. High Court and no stay was granted till date.

3. Order of Hon. Ombudsman in OP No. 34/2008.

The excess collected amount was not given credit and revised bill not used as per order in OP 283/2008.

4. Appeal Petition 240/2011

Not implemented the order and excess amount along with interest is payable by KSEB. The KSEB has to refund the amount remitted as Security. The amount as per agreement is Rs. 166000/-. During the calculation of contract demand charges KSEB claimed 50KVA whereas as per law only 38 KVA can be charged. It is admitted by KSEB, but not given credit. If KSEB correctly implement the orders and allow eligible interest, huge refund will be the result.

Arguments of the Respondents

(1) Statement of Facts submitted by Special Officer(Revenue)

M/s. Saj Flight Services (P) Ltd. (LCN:20/3697), is a dismantled HT consumer in the Electrical Section, Sreevaraham under the jurisdiction of Deputy Chief Engineer, Electrical Circle, Thiruvananthapuram (Urban). The service connection was disconnected on 01.02.2014, dismantled on 16.08.2015 and revenue recovery action was initiated on 14.07.2016 for non- payment of current charge dues. The consumer filed a complaint before the Hon'ble State Electricity Ombudsman vide petition No. P 30/08 dated 22.10.2008 against the order of the Hon'ble CGRF in OP No.255/2008 dated 11.07.2008 directing to allow the reduction in Contract Demand to 50KVA w.e.f 01/02/2008 and to adjust the excess demand charges collected in future bills. The Hon'ble Ombudsman for electricity had passed an order on 21.01.2009, where by the orders of the Hon'ble CGRF, Kottarakkara dated 11.07.2008 had been set aside by permitting the consumer for reduction in Contract Demand w.e.f 01.11.2005 onwards. Orders of the Hon'ble Ombudsman has been examined in detail by the KSE Board Ltd and since the order was against the interest of the Board, WP(C) No.34609/2009 had been filed by the KSEBL before the Hon'ble High Court of Kerala.

The Consumer filed an OP No. 635/11 before the Hon'ble CGRF (South) on the same subject matter. But the Forum dated 06/08/2011 ordered as the subject matter is now pending before the Hon'ble High Court of Kerala, it is not proper to interfere into present complaint of the petitioner. Then the Consumer again approached the Hon'ble Ombudsman vide petition No. P.240/2011 against the order of CGRF dated 06/08/2011 and the Hon'ble Ombudsman ordered as follows: "case filed before the Hon'ble High Court of Kerala is not a bar for releasing excess MD collected from consumer during the period of 02/08 to 12/09, since the dispute before the Hon'ble High Court of Kerala pertains to the period from 11/05 to 02/08 only. After that the KSEBL decided to comply the order of Ombudsman and hence revised the invoices from 02/08 to 12/09 and refunded Rs.219298/- by adjusting in monthly pending current charges as per tariff notification dated 27.11.2007 issued by KSERC. The HT connection was Dismantled due to the default in payment of monthly bills from 02/2012 to 09/2013.

The Revenue Recovery action was initiated from this office vide RR/2016/12241/1 requisition dated 14.07.2016 for an amount of Rs 3,04,771/- (Principal = Rs.207053 +Interest = Rs.97718). An amount of Rs 1,26,735/- comes under Dispute head, by the issue of the order of the Ombudsman dated 21-01-2009 in Appeal No.P30/08 filed by M/s. Saj Flight Services (P) Ltd. regarding the reduction in the contract demand during the period 11/2005 to 01/2008. KSEBL has filed writ petition, WP(C) no. 34609/2009 before the Hon'ble High Court of Kerala against the order of the Ombudsman dated 21.01.2009. On enquiry at the registry of High Court of Kerala, it was informed that the Honourable High Court had not granted any stay orders in the above referred case. The case was not found to be listed for further consideration ever since the date of posting on 01.06.2023. Total amount in RR is shown as the undisputed arrear in ENRGISE, i.e including the interest. Hence the arrears as per the system ENRGISE comes to an amount of Rs 4,31,421/- (Rs. 304771+ Rs.126735). But the actual Principal arrear (including the disputed and undisputed arrears) comes to an amount of Rs 3,33,788/-(Rs.207053+Rs.126735). While reporting for Revenue Recovery action arrear current charge arrears to the tune of Rs.2,07,054/- with interest amount of Rs.97,632/- up to 31.05.2016 were taken in to accounts and hence arrear for the period 02/2012 to 09/2013 is shown as Rs.3,04,686/-.As per Order of the State Electricity Ombudsman in Appeal No.P30/08 dated 21.01.2009 Rs. 1, 26,735/- collected from the defunct firm has refunded. The erstwhile KSEB has filed a W.P.(C) No.34609/2009 challenged the same in Hon'ble High Court of Kerala, so the actual principal amount due is Rs.3,33,789/- (i.e. Rs.2,07,054 + Rs.1,26,735). Consumer Number 7378 is an LT consumer comes under in the Electrical Section, Sreevaraham under the jurisdiction of Deputy Chief Engineer, Electrical Circle, Thiruvananthapuram (Urban).

M/s. Saj Flight Services (P) Ltd. (LCN:20/3697) had been issued an OTS intimation letter vide Exhibit R1-1 from this office on 07-08-2023 regarding the settlement of above mentioned long pending arrears under the OTS scheme 2023 implemented by the KSEBL. Vide letter No. RB/HT/EC TVPM/OTS/202324/763 dated 03.10.2023 of the second respondent , it was informed that the consumer claimed that the amount mentioned in Ext-R1-1 is already been remitted by him and a portion of interest is pending to remit and hence requested the detailed calculation of interest to be paid under OTS-2023. The consumer also claimed that he was not liable to pay the revenue recovery charges since the Hon'ble District Collector has already issued an order in this regard. Hence for clarification of the arrear details, letter No. SOR/AMU8/HTB20/3697/OTS/2023-24/350 (Exhibit R1-3) and detailed Calculation sheet with split up details of the arrear (Exhibit R1-4) was send to the second respondent from this office on 27-10-2023. The split up details of Rs.4, 31,421/- was conveyed in the letter. Then the consumer send Ticket No. SOR 20230006940 e-mail dated 16-12-203 to this office that they are willing to settle the dues as per Exhibit R1-1 as per OTS-2023 scheme if the amount of Rs.266876/- is the full and final amount payable under OTS-2023 scheme. The OTS application submitted by Sri. Reji Varghese is accompanied with an interim order of Hon'ble High Court dated 19/12/2023 in I.A.No.3/2023 in WP (C) No. 15436/2019 filed by Saj Flight

Services(P) Ltd, Thiruvananthapuram. The interim order directed to consider the OTS application of Reji Varghese shall be treated as representation for allowing the petitioner to settle the amounts under OTS scheme. Accordingly, the undisputed amount Rs.2,07,054/- is taken for consideration under OTS and same has intimated to the applicant to comply the direction within the timeframe vide letter dated 28/12/2023. The disputed amount Rs 1,26,734/- is not considered for OTS since the consumer stated in application that Rs 2,66,876/- is the full and final amount payable for settling under OTS & they are willing to pay the said amount. However, the communication dated 28/12/2023 specifically shows that the NLC in respect of this HT connection will be issued subject to the withdrawal of all pending cases before judicial fora for reserving the rights of KSEBL against the disputed arrear amount. The first respondent also send No.SOR/AMU-8/HTB20/3697/OTS/2023-24/384 dated 28-12-2023 with detailed calculation sheet to the consumer.

Also we processed his OTS request for getting approval. OTS- 2023 was applicable to the consumer with interest at 5%, but before getting approval from the Full Time Directors, the consumer misled us by giving the wrong information that he had no arrears in HT connection and he possess arrears in LT connection only through Ticket No. SOR 20230007807 e-mail dated 28-12-2023. After that Exhibit R1-8, e-mail dated 17-01-2024 was send to the petitioner for intimating a personal hearing at the chamber of SOR on 18-01-2024 and the personal hearing was conducted on 18/01/2023 in the chamber of the Special Officer (Revenue),Third Floor,Vydhuthi Bhavanam, Pattom, Thiruvananthapuram as requested by the petitioner. The consumer had some documents for taking further action in the meeting.

But all the documents were contradictory to each other and cannot satisfied his arguments about the settled arrears. Then the petitioner approached the Hon'ble CGRF (Southern Region), Kottarakkara by filing OP. No.37/2024 and the Hon'ble CGRF found that as per the Regulation 136 (4) of the Supply Code 2014, if the consumer fail to remit the amount of arrears with interest on or before the date indicated in the bill or in the notice, the licensee may disconnect the supply of electricity after giving notice and initiate proceedings for the recovery of arrears in accordance with the relevant legal provisions. Therefore the licensee has the right to recover the full arrears by revenue recovery. Further more, the Regulation 136 (5) states license may formulate a scheme for one time settlement of long pending arrears and implement the scheme with prior approval of the commission. Here the petitioner was informed the one time settlement scheme, to clear the arrears in reduced rate of interest. However, the petitioner does not opt the OTS scheme towards remitting the arrears in the reduced rate of interest. The Hon'ble forum further took decision that the petitioner is liable to remit the HT arrear bill issued by the licensee. Based on this order No. CGRF/KTR/OP No.37/2024/636 dated 10.12.2024, the first respondent send letter to the Tahsildar (Revenue Recovery), Thiruvananthapuram Taluk for the intensification of RR action and realization HT current charge dues from the petitioner on 09.01.2025. It is please be noted that considering the

contentions of the petitioner challenging regulations of Kerala State Electricity Supply Code 2014 and the Condition of the Tariff Order, the petition in respect of Representation No. P06/2025 filed by Sri. Reji. Varghese, M/s. Saj Flight Services (P) Ltd.,(LCN 20/3697) cannot be challenged before the Hon'ble Forum and hence, it may be dismissed with cost.

(2) Statement of Facts submitted by Deputy Chief Engineer

First of all, it is submitted that in OP No.37/2024 filed by the appellant herein before the Hon'ble Consumer Grievance Redressal Forum an admission has been made to the effect that 'Before the said HT connection there in the name of another party and dues was there'. The statement is partially true ie, arrear was there even before its conversion into HT category. M/s SAJ FLIGHT SERVICES (PVT) LTD was a Low Tension consumer before its conversion as High Tension consumer of the same name and same party. M/s. Saj Flight Services was a Low Tension Consumer (Con No. 7378) under Electrical Section, Sreevaraham, got electrical connection on 07.11.1988 with a sanctioned connected load of 28 kW. The APTS wing of KSE Board carried out an inspection in the premises of the said consumer on 10.04.1996 and detected an unauthorized additional load (UAL) of 29 kW. Later the UAL was corrected to 12kW (11305 watts) as on 31-03-1996 by the Deputy Chief Engineer, APTS, Thiruvananthapuram vide Order No Vig A.V/3626/96 dated 30-09-96.

The Assistant Engineer of Electrical Section, Sreevaraham issued notice dated 20.04.2017 to Sri.Reji Varghese, Saj Flight Service Pvt. Ltd intimating that his request to clear the arrears through OTS was sanctioned, provided he withdraws all pending and ongoing litigations. The total amount to be remitted at that time was informed as Rs.29,10,572/- (Principal amount-Rs.23,11,485/- and interest @ 6% under OTS). Consequently, M/s Saj Flight Services approached the Hon'ble High Court by way of filing WP(C)No.22865/2016. The Hon'ble Court as per interim order dated 16.05.2017 in I.A.7407/2017 directed the Chairman and Managing Director to consider and pass orders on Exhibit P-23 after affording the petitioner an opportunity of being heard on condition that the petitioner remits an amount of Rs 23,11,485/- being the disputed principal amount within a period of two weeks from the date of the order. In compliance to the said directive, amount of Rs.23,11,485/- was paid by the petitioner vide cheque No. 023485 of Bank of India dated 01.05.2017.

In the hearing conducted as per the interim order, the petitioner claimed that three remittances made by him have not been credited and accounted by KSEB Ltd, details of which are as follows.

1. Payment of Rs 70,000/- made as per the order of the Hon'ble High Court in I.A No.7173/2008 in WP(C) No.67/2008 on 17.06.2008
2. Security deposit paid was Rs. 1,75,000/- whereas deposited amount reckoned for calculating the arrear was only Rs 1,45,000/-

3. Remitted Rs 95,459/- in excess during 1996, which requires to be refunded as per the order of the Hon'ble District Court, Thiruvananthapuram

Thereafter the calculation was revised and detailed letter was given to the Director (Distribution and IT) from this office vide letter No. GB/Saj Flight/2017- 18/1371 dated 22.11.2017 (Ext.R1). As per which an amount of Rs 18,18,711/- was due from the consumer as surcharge for the entire period. This surcharge was calculated @ 6% under One Time Settlement Scheme. Subsequently the Chairman and Managing Director in compliance of the interim order dated 16.05.2017 of the Hon'ble High Court, finalized the amount due from the petitioner as Rs 18,18,711/- which is the interest calculated at 6% in accordance with the OTS Scheme. As per the proceedings, the revised amount comes to Rs 41,30,196/- out of which the principal amount of Rs 23,11,485/- has been remitted and the interest of Rs 18,18,711/- is due for remittance. Once again aggrieved M/s Saj Flight Services challenged the calculation of Rs.18,18,711/- before the Hon'ble High Court. The Hon'ble Court as per the judgment dated 06.02.2019 in WP(C) No.22865 of 2016 ordered to consider the objections of the petitioner, advertent to the contentions solely with respect to the interest portion and nothing else after affording an opportunity of hearing. It was further ordered to specifically take note of the ratio in the judgment of the Hon'ble Supreme court in Kusumam Hotels Pvt Ltd v. Kerala State Electricity Board and others [(2008) 13 scc 213] while completing the exercise.

The Chairman and Managing Director, KSEB Ltd vide Proceedings dated 09.05.2019 (Exbt.R2) disposed of the representation stating that objections to the figures in Ext.P26 order is rejected. In the meantime, Sri. Reji Varghese remitted Rs 8,56,604/- towards arrears of surcharge against old consumer No. 7378 of Electrical Section, Sreevaraham and was accounted on 30.11.2018.

Whiles, O.P No.37/2024 was filed by the consumer before the Hon'ble Consumer Grievance Redressal Forum, Kottarakkara to settle the dues in the name of M/s. Saj Flight Services. After duly considering the contentions raised from both sides, the Hon'ble Forum found that as per Regulation 136(4) of Kerala Electricity Supply Code, if the consumer fails to remit the amount of arrears with interest on or before the date indicated in the bill or in the notice, the licensee may disconnect the supply of electricity after giving notice and initiate proceedings for the recovery of arrears in accordance with the relevant legal provisions. Therefore the licensee has the right to recover the full arrears by revenue recovery.

It was further found that in accordance with Regulation 136 (5) licensee may formulate a scheme for one time settlement of long pending arrears and implement the scheme with prior approval of the Regulatory Commission. Though the petitioner was informed to clear the arrears at reduced rate of interest he didn't for the scheme. Therefore the Forum observed that the action taken by the respondent Board is absolutely within the confines of the rules and regulations applicable in the case. Hence the Hon'ble Forum

as per its order dated 28.11.2024 held that the petitioner is liable to remit the HT arrear bill issued by the licensee. In the light of the above facts, it is abundantly clear that the appellant is liable to remit the balance arrears of surcharge @ 6% in respect of the erstwhile consumer number 7378 of Electrical Section, Sreevaraham. Considering the aforementioned facts, it is most humbly prayed that the representation filed by the Appellant may be dismissed as the same is devoid of any merit.

Counter argument of the appellant

The RR proceedings initiated by KSEB Limited against SAJ Flight Services is barred by Limitation as per Electricity Act 2003. KSEB were issuing notice u/s 56(1) of Electricity Act 2003 right from 2011 onwards. KSEB was raising bill month wise. From the same it is clear that there is no carry forwarded arrears demand at all. And it is also clear that the RR request is illegal as per Electricity Act 2003. Entire demands are barred by limitation as it is beyond 2 years.

As per the said order KSEB agreed to refund the excess demand charges collected from 02-2008 to 12-2009 with interest (23 months). Further it is agreed by respondent that demand charges have to be calculated as per tariff order dated 27-11-2007 that is demand charges can only be demanded for 38 KVA.

During the hearing KSEB has stated that they have given credit which is inclusive of interest. We are challenging the said calculation. However as per our calculation huge amount is refundable.

The demand charges for 02/2008 onwards for 83 that is 75%	-	Rs. 29050/-
The demand charge For 38KVA as per tariff order 27-11-2007	-	Rs.1`0278/-
Interest refundable per month	-	Rs.18772/-
For 23 month	-	Rs.431756/-
Interest (from 2008 onwards)	-	Rs.343246.02/-
Till 2013 minimum	-	-----
Total	-	Rs.775002.02/-

Further excess amount as per OP 34/2008 not given credit and also security deposit of Rs.166000/- is also refundable to us.

Hence request you to direct KSEB to withdraw the RR request and refund the excess amount payable to us.

Analysis and findings

The hearing of the appeal petition was conducted on 14/03/2025 at 11:00 am in the KSEB, IB Paruthippara. The hearing was attended by the appellant representative Sri.Reji Varghese and the respondents Sri. Biju.J.C, Office of the Special Officer (Revenue) and Sri. Asok Kumar.G.L, Nodal Officer, Electrical Circle, Thiruvananthapuram.

M/s. Saj Flight Services is a dismantled HT consumer of the Licensee KSEBL under their electrical section Sreevaraham. The consumer was default in making the payment from 02/2012 to 09/2013. Then the power was disconnected on 01/02/2014 and dismantled on 16/08/2015. The appellant has filed many petitions in various forum including that of Kerala State Electricity Ombudsman. The Ombudsman issued order in P/030/2008 dated 22/01/2009 regarding the reduction of contract demand for a period from 11/2005 to 01/2008. The Licensee had filed a case in the Hon'ble High Court of Kerala (WP©NO./34609/2009) against the order of Ombudsman. The consumer shown interest to settle the dues but no action has been taken. The Licensee has processed for the OTS (One Time Settlement) during 2023 with 5% interest and this facility was also not availed by the appellant. The demand of appellant is to set aside the order of CGRF and Implementation of various orders in totality and refund of excess amount paid. The present case is to consider only about the RR action taken by the Licensee for the undisputed amount of arrears which was considered by CGRF and issued order. The revenue recovery proceedings are initiated for the amount which are not paid for a period from 02/2012 to 09/2013. Here the consumer was defaulted the payment since 02/2012, then the disconnection was effected only on 02/2014. The reason for delay in disconnection was not properly justified.

The Licensee is having the power to recover power charges as per the **Section 45** of the Electricity Act 2003.

Section 45.

(1) Subject to the provisions of this section, the prices to be charged by a distribution licensee for the supply of electricity by him in pursuance of section 43 shall be in accordance with such tariffs fixed from time to time and conditions of his licence.

(2) The charges for electricity supplied by a distribution licensee shall be -

(a) fixed in accordance with the methods and the principles as may be specified by the concerned State Commission ;

(b) published in such manner so as to give adequate publicity for such charges and prices.

(3) The charges for electricity supplied by a distribution licensee may include

(a) a fixed charge in addition to the charge for the actual electricity supplied;

(b) a rent or other charges in respect of any electric meter or electrical plant provided by the distribution licensee.

Then as per **Section 56(1)** of the Electricity Act 2003, the Licensee is empowered to disconnect the in case of default of payment.

Section 56. (1) *Where any person neglects to pay any charge for electricity or any sum other than a charge for electricity due from him to a licensee or the generating company in respect of supply, transmission or distribution or wheeling of electricity to him, the licensee or the generating company may, after giving not less than fifteen clear days notice in writing, to such person and without prejudice to his rights to recover such charge or other sum by suit, cut off the supply of electricity and for that purpose cut or disconnect any electric supply line or other works being the property of such licensee or the generating company through which electricity may have been supplied, transmitted, distributed or wheeled and may discontinue the supply until such charge or other sum, together with any expenses incurred by him in cutting off and reconnecting the supply, are paid, but no longer: Provided that the supply of electricity shall not be cut off if such person deposits , under protest, - (a) an amount equal to the sum claimed from him, or (b) the electricity charges due from him for each month calculated on the basis of average charge for electricity paid by him during the preceding six months, whichever is less, pending disposal of any dispute between him and the licensee.*

Here the power supply was disconnected on 02/2014 and dismantled only on 08/2015 which is after 18 months of disconnection. Though the dismantling is done, after 18 month the Fixed charge is chargeable only for 6 months from the date of disconnection as per **regulation 141** of the Supply Code 2014.

141. *Charges payable during the period of disconnection.- The consumer is liable to pay the charges if any as approved by the Commission, during the period of disconnection also: Provided that no charge shall be due to the licensee for the period which is in excess of one hundred and eighty days from the date of disconnection if the connection remains continuously disconnected for one hundred and eighty days except on the request of the consumer.*

Here the statements shows that the Licensee have billed the fixed charges only up to 09/2013. As such the regulation is seen to be complied with. Then another contention of the appellant was that as per the Section 56(2), the limitation period of two years is over and hence the Licensee can not raise the demand on to the appellant. Here the bill of arrears were raised regularly and has been referred to Revenue recovery in 2016 itself. Further the **Section 56(2)** is applicable only for a consumer.

Section 56(2) *Notwithstanding anything contained in any other law for the time being in force, no sum due from any consumer, under this section shall be recoverable after the period of two years from the date when such sum became first due unless such sum has been shown continuously as recoverable as arrear of charges for electricity supplied and the licensee shall not cut off the supply of the electricity:*

Here the service connection of the appellant was dismantled during 08/2015 itself. Another argument of the appellant is that the Licensee has not refunded the deposit already made to the Licensee. The respondent's confirmed that the arrear have been worked out after adjusting the deposit payable to the appellant.

Decision

On verifying the documents submitted and hearing both the petitioner and respondent and also from the analysis as mentioned above, the following decision are hereby taken.

1. The appellant is liable to pay the amount as demanded (undisputed amount) by the Licensee.
2. No other costs ordered.

ELECTRICITY OMBUDSMAN

No. P/06/2025/ dated: 27/03/2025.

Delivered to:

1. Sri. Sajan Varghese, Director, M/s. Saj Flight Services Pvt. Ltd., Thiruvananthapuram(DT)
2. The Special Officer (Revenue), Vydyuthi Bhavanam, Pattom, Thiruvananthapuram (dt).
3. The Deputy Chief Engineer, Electrical Circle, KSE Board Ltd., Thiruvananthapuram, Thiruvananthapuram(Dist.)

Copy to:

1. The Secretary, Kerala State Electricity Regulatory Commission, KPFC Bhavanam, Vellayambalam, Thiruvananthapuram-10.
2. The Secretary, KSE Board Limited, Vydhyuthi bhavanam, Pattom, Thiruvananthapuram-4.
3. The Chairperson, Consumer Grievance Redressal Forum, Vydyuthi Bhavanam, KSE Board Ltd., Kottarakkara (South) - 691506.