



AJMER VIDYUT VITRAN NIGAM LIMITED

Regd. Off: City Power House, Hathibhata, Ajmer-305001
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L-36



No. AVVNL/CS/LEGAL/F- /

ID- No - 5232

January 17, 2003

CIRCULAR

Maintenance of electric lines of the Nigam is the duty of prime importance which should be performed by the filed officers on priority. Any lull in their duty may result in serious repercussions including casualties by electrocution. Many a time court cases are filed against AVVNL for payment of compensation on account of death due to electrocution. The courts have been granting awards for payment of heavy compensation on the ground of negligence in maintenance of lines by the officer/officials of AVVNL.

In a recent case "MP Electricity Board V/s Shail Kumari" the Hon'ble Supreme Court has held that the Nigam is liable under Law of torts to compensate for the injury suffered by any person due to electrocution irrespective of any negligence or carelessness of the persons so injured. The 'Doctrine of Strict Liability' has been defined by the Supreme Court in the case stressing upon that it is the prime duty of officers to take all safety measures to prevent stealing of energy or to see that the wires snapped would not remain live on road as users of such road would be under peril and also to chalk out measures to prevent such mishaps.

It is therefore enjoined upon all concerned officers that in the event of breaking of any wire or other serious happenings, the officers concerned must swing into action immediately to prevent any possible untoward incidents, otherwise they will be responsible for consequences and financial liabilities arising out of their inaction or delayed action.

Further, it is also enjoined upon all concerned that proper and sufficient record be kept of timings of every event of breaking wires or other serious happening, time of information received, time of action initiated by the officers and time of electrocution etc., if any, occurred from broken wires and other happening.

Further, it is also enjoined upon all concerned that whenever any case of serious injury or death due to electrocution takes place, a detailed factual/enquiry report on the points listed hereunder be prepared within 07 days by the respective Executive Engineer with in-jurisdiction and forward the same through the concerning Suptdg. Engineer alongwith his comments, to the Legal Cell of the Corporate Office:

1267 /
26/2/04

3011
26/2/04

1. Nature of Accident.
2. Details of the Persons injured/died due to electrocution alongwith the details of other family members as well as about animals.
3. Reasons of Accident.
4. Name of the recipient of information and it's time.
5. Name of the immediate Controlling Officer.
6. Timings of breaking of wire or other serious happenings/fault, information received, action taken for shut down and restoration of supply and time of accident.
7. Statement of the witnesses about the accident.
8. Details of claim made to the Company or any case filed before the court of Law.
9. Report on the failure/negligence of any official or system of the Nigam.

This report shall be submitted in addition to the preliminary enquiry report, if any prepared, for payment of Ex-gratia or any other purpose as per the existing circulars.

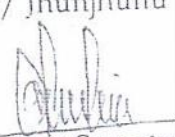
Strict Compliance of the directions given under this circular be ensured so as to avoid infliction of liabilities on the Company as well as to take a merit based decision for payment of compensation in the court cases as also to fix the responsibilities of the officer/employees for their failure in performing their duties to avoid such electrocutions or negligence in taking action in reasonable time after receipt of information of breaking of wires.

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17.1.03
(B. L. Arya)

Chairman & Managing Director

Copy to the following for kind information and necessary action:-

1. The Chief Engineer(O&M), AVVNL, Ajmer
2. The Zonal C.E..((UZ)/(JZ), AVVNL, Udaipur/ Jhunjhunu
3. The Dy. Chief Engineer (Comml.), AVVNL, Ajmer
4. The FA & COA, AVVNL, AVVNL, Ajmer
5. The Chief Accounts Officer, AVVNL, Ajmer
6. The Officer On Special Duty, AVVNL, Jaipur.
7. The Dy. Secretary (A&P-I)/ Dy. Secretary (A&P-II), AVVNL, Ajmer
8. The Superintending. Engineer (Plan/ MM/ Civil/O&M), AVVNL, _____ . With the request to forward the same to all field officers.
9. The Dy. Director(P), AVVNL, Ajmer/Udaipur/ Jhunjhunu
10. The Personnel Officer LC/IT, Ajmer.


Company Secretary