



COMMLJDP/272

JODHPUR VIDYUT VITRAN NIGAM LIMITED
(DEPTT.OF COMMERCIAL OPERATIONS)

No.JdVVNL/CE(CPM)/SE(Comml.)/JU/2005-06/D. 270

Di. 20/5/2005.

ORDER

Sub: Action against a person for unauthorized use of electricity & other offences under Sections 126, 127, 135 to 151 and Compounding of offence under Section-152 of the Electricity Act-2003.

This is in partial modification of earlier order No.1915 dt.15-12-04 (COMML.-JDP/241) vide which provisions were made for taking action against a person for unauthorized use of electricity & other offences under sections-126, 127, 135 to 151 and Compounding of Offences under Section-152 of the Electricity Act, 2003.

Accordingly, Sub-items (h) denoting "Assessment", (i) "Period of Assessment" and (j) denoting "Billing" under main item-2 denoting "Dishonest abstraction of Energy (Theft of electricity)", are substituted by the following, namely;

(2) DISHONEST ABSTRACTION OF ENERGY (THEFT OF ELECTRICITY)
(As per Section-135 of the Act)

(h) Assessment (For determination of Civil Liability)

(1) Method of assessment in cases of Dishonest Abstraction (Theft) of electricity for supply on Low Voltage as per Section-135 of the Act,

Quantity of units consumed per month shall be worked out as under :-

$$KW \times LF \times H \times D$$

Where,

KW = Connected Load actually found at the time of inspection/checking in Kilo Watts.

LF = Load Factor.

H = Number of working hours per day.

D = Number of days per month.

Load factor, number of hours and number of days to compute the quantity of units mentioned above shall be taken as mentioned below :-

Category	Load Factor	No. of working hours	No. of days
Domestic	12%	24	30
Non-Domestic	80%	10	25 or 30 as the case may be
Small & Medium Industries	80%	8, 16 or 24 depending upon the No.of shifts	25 or 30 as the case may be
Public Street Lighting	100%	10	30
Bulk Supply for Mixed Load	20%	24	30
Agriculture	90%	8	30(for seasonal period)

(2) Method of charging in cases of Dishonest Abstraction (Theft) of electricity for supply on High Voltage as per Section-135 of the Act.

Demand:

For the purpose of assessment of Maximum Demand for the month, either contract demand of the consumer or Maximum Demand recorded at the time of inspection/checking, whichever is higher, shall be taken as Maximum Demand. For the purpose of converting of maximum demand in KVA to KW, Power Factor shall be taken as 0.90.

Quantity of electricity consumed per month shall be worked out as under:-

$$MD \times H \times LF \times D$$

Where,

MD = Maximum demand in KW arrived at as above.

H = Number of hours 8, 16 or 24 depending on number of shifts the consumer, unit is actually working.

LF = Load Factor to be taken as 80% except for Bulk Supply(Mixed Load) for which it will be reckoned at 20%.

D = Number of days between 25 or 30 per month, as the case may be.


(i) **Period of Assessment**

The assessment of quantity of electrical energy consumed shall be made for a period of twelve months preceding the date of detection of theft of electricity or the exact period of theft if determined, whichever is less.

(j) **Amount of Civil Liability:**

The energy so worked out shall be reduced by the amount of energy recorded by the meter if any, or minimum billing amount as the case may be and balance energy shall be computed at two times, the applicable tariff rate. This information be made available to the special courts for the purpose of determination of the Civil Liabilities against the consumer or person in terms of Section-154(5) of the Act.

By order,


(H.S. DEORA)
CHIEF ENGINEER(CPM)
JODHPUR DISCOM:JODHPUR

Copy Submitted/ forwarded to the following for information and necessary action:

- 1) The Secretary (Energy), Govt. of Rajasthan, Jaipur.
- 2) The Chief Engineer (O&M-JDZ), Jodhpur Discom, Jodhpur.
- 3) The Financial Adviser & Controller of Accounts, Jodhpur Discom, Jodhpur.
- 4) The Zonal Chief Engineer (O&M-BKZ), Jodhpur Discom, Bikaner.
- 5) The Chief Accounts Officer, Jodhpur Discom, Jodhpur.