



COMML.JDP/ 312

**JODHPUR VIDYUT VITRAN NIGAM LIMITED**

No.JdVVNL/CE(CPM)/SE(RA&C)/JU/2005-06/D. 2209

Dt. 20/03/06

**CLARIFICATION**

**Sub: Clarification regarding registering theft cases  
in Settlement Committee/Forum**

As per TCOS-2004, Clause 50(2), consumers assessed under Clause 48(B) or (C) for offence committed by him under Sections 126, 127 and 135 to 151 of the Act, 2003 shall not have the option of approaching the Consumer Dues Settlement Committee.

It was also again reiterated vide Comml.JDP/305 dated 25-01-2006 that cases registered under the Section 126, 127 and 135 to 151 of the Electricity Act-2003, shall not be entertained in Forum or Settlement Committees because they have been classified as theft/malpractice of electricity.

During meeting of Vigilance Officers held on dated 27-02-06, it was brought into the notice that field officers are invariably registering theft cases in Settlement Committees, which is against the provisions of the Electricity Act-2003 & TCOS-2004. Similarly field officers are preparing and serving assessment in the theft cases registered under Section 135 of Electricity Act-2003 which is not correct. It is to clarify that the compounding of an offence under Section 135 of I.E. Act, 2003 shall be allowed only once for any person or consumer and the concept of assessment is to determine liability as clarified in Comml.272 dtd.20-05-2005. However, adhoc charges as prescribed in Comml.JDP/273 dated 20-05-2005 could be recovered from the consumers involved in the theft of electricity, subject to adjustment against civil liability determined by the Special Court.

It is, therefore, enjoined upon all the field officers neither to register any theft case in Settlement Committee/Forum nor to serve assessment in this respect to a person /consumer henceforth.

Strict compliance of above clarification be ensured.

By order,

(H.S. DEORA)

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