

CONSUMER GRIEVANCES REDRESSAL FORUM, SHIMLA

MA- No – 202503/07/-01 In
Complaint No 1515/202503/07

No. CGRF/Complaint No. 1515/202503/07-

Date:

M/s Jay Aay Alloys,
Trilokpur Road, Kala Amb,
District Sirmour (HP)

....Complainant

V/s.

HPSEB Ltd (through its Executive Director) & Anr.

....Respondents

MA-No-202503/07-01 In
Complaint No- 1515/202503/07

Present for:-

Complainant: Ms Narvada (Advocate)
Respondent: None

Interim Order
(The previous date of listing: Nil)

1. Complaint has been filed by consumer bearing ID 100012002328;
2. Complaint is accompanied with Interim Application;
3. Interim Application has been filed praying therein for restraining the Respondents from claiming amount raised by the Respondent in **Annexure C1** Colly being electricity bill dated 01.02.2025 for Rs 1,80,91,500/- along with Demand Notice dated 13.03.2025 for Rs 2,59,951/- issued by Respondent No 2 being the Assistant Engineer Electrical Sub Division Kala Amb and further from restraining the Respondents from disconnecting the electricity connection;
4. Forum finds from record that the Hon'ble High Court of Himachal Pradesh in CWP No 2799 of 2025 titled M/s jay Aay Alloys Pvt. Limited Vs State of Himachal Pradesh and others, while passing Orders on 28.02.2025 (**Annexure C8**) has observed as follows –

“

.....

Learned counsel representing the petitioner seeks permission to withdraw the present petition with liberty to file afresh.

2. Ordered accordingly

.....

.....”

5. Forum also finds from record that copies of complaint have been forwarded to Respondents;
6. Forum also observes from Application that Complainant has stated that it has deposited entire undisputed amount. However, Forum from record cannot find any receipt of stated deposit that may have been issued by the Respondent nor is the Respondent before this Forum to confirm the same;
7. In view of foregoing, for the reason that the Forum cannot verify the payment by Complainant against ibid bill dated 01.02.2025 the Complainant/ Applicant is directed to deposit the monies against this bill dated 01.02.2025 with the Respondent within 2 days from this Order i.e. on or before 29.03.2025;
8. On payment of the ibid Bill dated 01.02.2025, no coercive action shall be taken against the Complainant. On non-payment of said bill dated 01.02.2025 by the Complainant on or before 29.03.2025, the Respondent shall be at liberty to take action as per extant Rules / Regulations/law governing the matter;
9. Further, the Counsel for Complainant agrees to deposit $\frac{1}{3}^{\text{rd}}$ amount of demand dated 13.03.2025 for Rs 2,59,951/-, being the disputed amount, in accordance with regulation 25 of the HPERC (Consumer Grievances Redressal Forum and Ombudsman) Regulations, 2013;
10. Accordingly Complainant / Applicant is directed to deposit with the Respondent $\frac{1}{3}^{\text{rd}}$ of disputed Rs 2,59,951/- amounting to Rs 86,650/- within 10 days from this Order i.e on or before 06.04.2025;
11. On payment of the said $\frac{1}{3}^{\text{rd}}$ amounting to Rs 86,650/- no coercive action shall be taken by the Respondent. On non-payment of the said $\frac{1}{3}^{\text{rd}}$ amounting to Rs 86,650/- by the Complainant on or before

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06.04.2025, the Respondent shall be at liberty to take action as per extant Rules / Regulations/law governing the matter;

12. On the next date, Complainant is directed to place on record proof of said deposits / payments;

On aforesaid terms the Application is disposed;

Main complaint to come up for admission hearing on 28.03.2025;

List on 28.03.2025 at 11:30 am

Date: 27.03.2025

Place: Shimla

--Sd--

**Vikas Gupta
(Member)**

--Sd--

**Tushar Gupta
(Chairperson)**