

CHHATTISGARH STATE ELECTRICITY RULES, 2006

114-009/2003/20-01-03. " 2-22-øtræmg ft. i. 30-5-2001. " 90] 23 2006—iä 2, 1928 fäv 22 2006 2003 (Äi. 36 q 2003) 180 (2)), 180 (2) (q) 126, 127, 135, 151 179 180 23 2006 9 2006 (2) 3@fh 2, 2003; 82 CT) U.NT.Ryi. 2. (a-TRM) 1948 5 HUQ, 2003 172 (g.) e, 14 -t (3) (4) (2) (3) 23 141<-2006 (figg 126 24 21 135. (2) liiii!}! 180 (4) (8) 23 2006 15 -t 3frTlëf — 15 (woao) I F—tß) ii*r 426 (qiq) RuiVT (gas) 180 (5) F) w) f<3iq; 23 2006 15 -a. «q-z -O 15 -t qpt--ü: (9) 151 -t eitp•fa (w) 152 (1) 180 (6) 23 2006 (Q) I 10 (RA) qRT—152 (2) (3) F) uRT—152 (4) a;. fim, 22 2006 q-+11-2/2006/13-1.— 348 (3) 22 2006 fim, .1 23 2006 180 (7) (2). (3). ur gfüt-ö R-g gg (R@XUT) 2. 2005. (4) 180. (8) 1. 23 2006 J. .äRT• 23 2006 - 180 (9) .(ATH).. ..äRT .(3FQI QIGN/üRT.RÄ.... 10 . 180 (10) 1. 2. 3. 4. 5. 6. 7. 8. 9. 23 2006 (fiATHT) 1. 2. 3. 4. 1. 2. 3. 4. 1. 2. 3. 4. 1. 2. 3. 4. 180 (LI) 10. 11. 12. 23 2006 1. 2. 1. 2. 3. 4. 1. 2. 180 (12) 23 1. 2. 3. 4. 5. 6. 7. 8. 9. éÄ (fü7rgti qtiT. fäg 2, 23 2006 180 (13) 180 (14) 2 3 -4 5 6 1. 2. 23 2006 uvq—6 qtTT . (ii) (ii) (iii) ü.RT.füßi. 180 (15) 1. 2. 3. 4 5. 6. 7 8 9 11 23 2006 uvq—7 (127) (2) 180 (16) 2. 3. 4. 5. 6. 7. 8. (iii) (31) (q) 23 2006 10 (2) a..TSTüT 180 07) 2. 3. 4. 5. 6. 7. 8. gal.... @ (ATZ) 2. 23 2006 10 (4) 8 ng 2003 2003 152 152, 9 2, 180 (18) 23 2006 10(1)) q-q-qr WHTOT 2006 t, q-fä -qi-a-q -e 2006 r,p\$t fiT) 3. 4. 5. 15 -\$1 -fi-åq*r 2006 7 16 qtt 23 2006 2006 8 Rift) 8 (5) qvy--7 t fir 180 (19) 1 2. ...(3TBÄ5 v. 180 (20) 23 2006 10(2)) 2006 10 (2) (l)) .(q-rq (qfi/ 2006 2, 2006 (2) (i) 4. 2006 23 2006 — 10 2006 10 (2)) 180 (21) 2006 2006 8 (2) (1) Q. 3. 8.7T.RF4 180 (22) 2006 23 2006 10 (3) 2006 10 (2) @ a-Q5R.TT 22 2006 1-2/2006/13-3.— 348 (3) qq5-11-2/2006/13-1 22 2006 t. fim, 23 2006 Raipur, the 22nd March 2006 NOTIFICATION 180 (23) No. F-1 1-2/2006/13 1 - .—In exercise of the pow'ers conferred by clause (o) of sub section (2) of section 180, read with clause (k) of sub section (2) of section 180 and sections 126, 127, 135, 151 and 152 of the Electricity Act, 2003 (No. 36 of 2003), the State Government hereby makes the following Chhattisgarh State Electricity Rules, 2006 namely Rules PART-I Preliminary Short title and commencement :- ffese rules may be called the Chhattisgarh State Electricity Rules, 2006. 1

2. They shall come into force with effect from the date of their publication in the Chhattisgarh Gazette and shall supercede any rules made so far.

Definition :- In these rules unless the context otherwise requires :- (a) (b) (c) (d) (e) (f) "Act" means the Control Electricity Act, 2003: Chhattisgarh state Electricity Regulation Commission/means 'The CSERC constituted under section 82 of the Act. CSEB means : Chhattisgarh State Electric Board constituted under section 5 of Electricity (Supply) Act 1948, which is presently functioning as deemed licensee under clause (d) of section 172 of 'Electricity Act, 2003 and includes its designated successor or Assigns. "Officer" means : All officers of Board including Junior Engineer, expression shall also include Junior Engineer, Assistant Engineer, Executive Engineer, Superintending Engineer, Chief Engineer or Board's successor in holding distribution licensee. Licensee means : A person who has been granted a license under section 14 of the Act. "Forms" means the forms appended to these rules. Words and expressions used but not defined in these rules shall have the same meaning as in the Act. 180 (24) 3. 4. 5. 23 2006 PART-11 Unauthorized use of electricity Unauthorized use of electricity is as defined in explanation. (b) of section 126 of the Act. (i) If on an inspection of any place, premises or records maintained by any person, the assessing officer comes to the conclusion that such person is indulging in unauthorized use of electricity, the distribution licensee may disconnect supply of electricity to such person. (ii) Although, supply of electricity may be disconnected forth with but intimation shall be sent to the person or consumer in



form-I within 24 hours of such disconnection. The intimation shall be sent either in person or by registered post, obtaining in either case a receipt duly signed by the person present in the premise. (iii) Such notice of intimation shall be deemed to have been served if the same is pasted at a conspicuous place of the premise in presence of a witness. However such person or consumer's bhav should be a Copy of such notice of intimation from the concerned office of the- Distribution Licensee on payment of Rs. 2 per page towards copying charge. PART-III Entry, Search and Seizure (i) For the purpose of detection of theft as defined in section 135 of the Act the officer of Board/ distribution licensee are authorised to carry out functions of the entry, search and seizure as per section 135 of the Act. Assistant Electrical Inspector of Chief Electrical: Inspector of Government of Chhattisgarh shall also be authorised for making Entry, search and seizure for the purpose of detection of theft: (ii) The officers; entering, inspecting, breaking open, searching any place, shall record the reasons for doing so in Form 2. (iii) In case the inspection, search and seizure of any domestic place or domestic premises is to be carried out as per sub-section (2) of Section 135 of the Act, the reasons for doing so shall have to be recorded in Form-3 by the officer not below the rank of Assistant Engineer of Distribution Licensee or Assistant Electrical Inspector of the Chief Electrical Inspectorate. A Panchnama shall also be made in Form- 4. 23 2006 180 (25) 6. 7. (a) (b) (i) Officer conducting search and seizure shall first disclose his identity and intention that he has come for detection of unauthorized use of electricity to the person or persons who may be present in the premises at the time and make search and seizure in presence of such persons as may be present. (ii) The occupant of the premises or his representative or any other person who may be present shall be under obligation to sign the Panchnama in Form 4. However, in case of his refusal to do so, the officer shall record the same on the said Panchnama and other persons of the team shall also Sign to substantiate (that the person present has refused to sign the Panchnama. (iii) The person refusing to sign the panchnama shall be dealt with as if he has not co-operated with a public servant in discharge of his duties and shall be liable for punishment under relevant provisions of law. (iv) The person refusing to sign the panchnama may submit a written statement under his signature as to why he has refused to sign the panchnama. and panchnama. it, self (that he is submitting a separate statement. PART-IV Assessment of charges for unauthorized use and theft of electricity and payment thereof (i) On inspection of the premises, if any consumer or person found to have indulged in unauthorized use of electricity, the assessing officer, after taking into consideration the facts and circumstances of the case, shall make a provisional assessment of the charge payable by the owner or occupier of the premises who is benefited by indulging in unauthorized use of energy or may have given benefit to any other person. (ii) The provisional assessment shall be made by the assessing officer and the provisional assessment order shall be served upon the person in occupation or possession or in charge of the place or premises in Form 5. (iii) For the purpose of assessment, the following officers shall be the assessing officers :- Chief Electrical Inspector or an officer authorized by the Chief Electrical Inspector not below the rank of Assistant Electrical Inspector. Following officer of Board or distribution licensee :- 180 (26) (i) (ii) 23 2006, Officers of the rank of Assistant Engineers for all LT connections upto 15 KW connected load. Officers of the rank of Executive Engineers for all LT. connections of more than 15 KW connected load. Officers of the rank of Superintending Engineers and above for all HT connections : Provided, that in case the superior officer himself has inspected the premises then such superior officer can exercise the power of assessing officer indicated as above. For example, if the Executive Engineer himself inspects a premises, he can exercise the power of assessment vested with Assistant Engineer as well as Executive Engineer. Similarly if the Superintending Engineer has inspected any premises, he may exercise the powers vested with Assistant Engineer as well as Executive Engineer besides his own. In the similar manner, if the Chief Engineer inspects a premises himself, he may exercise the powers vested with Sub-ordinate officers for making provisional assessment and actions to follow thereafter. (iv) The provisional order of assessment made by the assessing officer shall be in Form-5 with date of inspection. Assessment shall be made as per the provisions contained in Section 126 of the Act. (v) The person to whom the order of provisional assessment has been served upon, may file his objections or acceptance or partial acceptance within 7 days from the date of receipt of the provisional order. The assessing officer may finally pass a final order in Form-6 after taking into consideration the objections/ acceptance/ partial acceptance of the person/ consumer within one month of the date of the order of provisional assessment. However, the assessing officer, if he considers so necessary may allow personal hearing to the person/ consumer

assessed. 4 8. PART-V For the purpose of appeals to be made under Section 127 of the Act, the appellate authority shall be as follows :- In case of an officer • of •the Chief ElectTic.al Inspector being the assessing officer, the next inunediate- officer shall be* the appellate authority. In case of •the Chief Electrical Inspector himself being the assessing officer, the officer designat;ed by thé State Government shall be appellate authority. 23 2006 180 (27) (b) In case of an •officer of distribution licensee being the assessing officer :- (i) (ii) (lii) Next immidiaie higher officer of the tank not below the rank of Executive Engineer for connected load. LT indusfrial connection up to 15 KW. Next immediate higher officer. Of the rank .not below the rank Superintending Engineer for all 'LT connected load connection of more than 15 KW. In case of an •officer not below the rank of Chief Engineer being the assessing officer, the Member incharge of Commercial Department of the CSEB or •an officer of the equivalent rank of distibution licensee. Part-

VI Cognizance of Offenses 9



10. For the purpose of lodging complaint under Section 151 of the Act following officer shall be the authorized officer :- (1) The Chief Minister of the State Government. (2) An officer not below the rank of Junior Engineer of the Board or distribution licensee. Part Compounding of Offenses (1) (2) (3) For the purpose of compounding of offenses under section 152(1) of the Act the Chief Electrical Inspector shall be the authorized officer. Application for compounding of an offence under the Act shall be made in



form No. 8 before the authorized officer and such further details shall be submitted as are required for deciding the matter. The authorized officer may requisition such information from distribution licensee as may be deemed necessary. After the receipt of application and such further information as may be required under sub rules (2) above, the authorized officer shall intimate the authorized police officer of the police station where the case has been instituted and/or the court of law where the case is being proceeded against.

180 (28) To, (4) (5) 23' 2006 The intimation shall be made in form 9. The police officer and the court of law on receipt of the intimation under sub rule (3) of rule 10, shall proceed as per sub sections (2) and (3) of Section 152 of the Act. The compounding of offence under Section 152(4) of the Act shall be allowed only once for any person or consumer. By order and in the name of the Governor of Chhattisgarh, P. K. MISHRA, Joint Secretary. FORM-I [(See Rule 4 (4)] Notice of intimation of disconnection.

(Note), it was found that On inspection of your premises on the unauthorized use of energy was being made as given below :- (1) (2) Person or consumer was found to be using electricity beyond the permitted period under temporary connection given by CSEB/ distribution licensee. Person or consumer was found to be using energy for the purpose of charging barbed wire fencing or gate or other arrangements injurious to public, animals, birds etc. for his safety and security or for any other purpose. Any other (Describe) (Strikes out whichever is not applicable) Accordingly, - in terms of Rule (4) of the Chhattisgarh State Electricity Rules 2005, the supply to your premises has been disconnected at Hrs on Hrs. Of Action to issue provisional assessment on account of above 3. unauthorized use of energy is being taken separately. Date : Signature Place : Name and Designation

23 2006 FORM-2 [(See Rule 5(2)] (name) complaint/ information from Shri — 1 80 (29) (designation) have received s — / have gone through the consumption records or — (any other reason) and, therefore, have

reason to believe that electrical energy has been, is being or is likely to be used unauthorized in the premises of - and it is necessary to enter, inspect, break open search his place or Therefore, the team of the following premises situated at is constituted for raid on a suitable date and time to be decided. Name of

the members of the team : S.No. Date : Place. Copy to :- Name and Designation Signature • Signature 1. Executive Engineer (O&M)/ (City) CSEB concerned) 1.80 (30) 1 2006 FORM-3 [(See Rule 5(3)] (name) — (designation) have received complaint/ information from Shri ----- S/ o -----

— / have gone through the consumption records or — - (any other reason) and, therefore, have reason to believe that electrical energy has been/ is being or is likely to be used unauthorized in the premises of and

it is necessary to enter, inspect, break open search his place or premises. It is also learnt that the unauthorized use of energy is being/ likely to be made in the night and evidences, (devices, instruments, wires, etc) may not be available during day time. I, therefore, believe that despite of being a domestic place/ premises, this is a fit case for inspection/ search and seizure, if any, in the presence of an adult male member occupying the place/ premises during night hours. The team of the following officers/ employees

is therefore constituted for raid on a suitable date and time to be decided :- Name of the members of the team : S.No. Date : Place Copy to :- Name and Designation 1. Executive Engineer (City) CSEB:.....

Signature Signature / ..(Area concerned) 1. 2. 3. 4. 5. 6. 7. -8. 9. 10. 11. 12. 13. 23 q-rä 2006 FORM-4 [

(See Rule 6(i)] (Panchnama) Name of the person/ consumer Father's Name Address of the person/ consumer Address of the premises inspected (location) Date/ Time of visit of the premises Serial

Complaint number Sarcularied load Purpose of Connection Inspection carried out by S.No. 1. 3

4. Name and Designation Signature Person/ consumer's representative present

1. Name 2. Father's Name 4. Relationship with the consumer/ beneficiary. Observations found during inspection. (Please write the details of unauthorized use of energy) 1. 2. 3. 4

5. Details of seizures made :- 1.2. 3

4. Receipt given by the officer (name of the officer) of the materials/ instruments seized. 14.(a) Signature of the officers/ employees present in whose presence inspection was done and seizures made. On behalf of inspecting party 1. 2. 3

4. On behalf of the owner/ occupier of the premises inspected 1.2. 180 (32) (b) Shn 15. .. an being asked to sign, has refused. Any separate statement submitted by the owner/ occupier/ representative or person present in the premises at the time of inspection :- (1) Name (2) Statement containing ----- received by the officer. Signature of the owner/ occupier - pages signed by the person and Signature of the Inspecting Officer of the premises. Ref. No.



FORM-5 [(See Rule 7(2)] Provisional Assessment Order Date 1. 2. 3. 4. 5. 6. 7. 8. 9. To, Name Address
 S.C. No. along with purpose of connection (if any) Sanctioned load; if any Observations Recorded
 (Including details of load, unauthorized use, etc.) • Basis adopted for assessment. (The complete details,
 giving applicable tariff No. of working hours of appliances, machines and period of assessment.)
 Computation on the basis of item No.6 Statement regarding reasonability.. Total amount in rupees (word?/
 figures) Shri — Address -- Whereas, a case of unauthorized use of energy, has been detected in your - has
 been assessed for such use, as premises • and an amount of Rs.- mentioned above, you are hereby served
 this provisional assessment order. If you accept this assessment, you are required to deposit the amount or-
 object to this order, within 7 days. Please note. that: in case you accept the provisional assessment order,
 you shall not be subjected to any further liability or any action by any authority. In case there is any
 objection to the above assessment, you may submit the same within 7 days from the date of this order
 failing which this provisional order shall become automatically final. Signature Name of
 occupant/possessor I am in charge of the Place/premises. Signature Name • DeSignature .2 2006 FORM-6 [

(See Rule 7(5)] final Assessment Order Ref. No. (33) Date 1. 2. 3. 4. 5



6. Name Address S.C. No. along with purpose of connection (if any) Reference of Provisional Assessment Order :- No. Rs.. Date Amount assessed : Brief of the objections filed by the person/ consumer against the provisional order. :- (i) Date of filing objection. (ii) Facts and grounds stated by the person/ consumer. Disposal of objections (i) (ii) (lii) Copy to :- Facts of the case as per assessing officer Why the facts/ grounds stated in objection; are unacceptable/ partially acceptable/ acceptable; speaking order and reasoning. Final order indicating the amount payable and the period within ' which payment should be made. 1. 2: CSEB Officer Person/ Consumer Assessing Officer 180 (34) Ref. No. 23 2006



FORM-7 [(See Rule 8(4)] Final Order in Appeals Date 1. 2. 3. 4. 5. 6. 7. 8. 9. 10



11. Name Address S.C. No. along with purpose of connection (if any) Reference of Provisional Assessment Order :- No. Date Amount Reference of the objection filed by the person, who received provisional order :- i Date Amount Reference of the final order passed' by the Assessing Officer Date Appeal filed by the person/ consumer :- No. Date Amount Amount Whether one third amount as per. sub Section 2 of Section 127 of the Act has been deposited? If so, reference and date :- Brief of the facts stated and grounds taken in appeal. Disposal of appeal (i) (f) (iii) Whether appeal filed in time or not. If not, give reason for not acceptable for consideration. Why the facts/ grounds, stated in the appeal are unacceptable/ partially acceptable/ acceptable. Final order indicating the amount payable and the period within which payment should be made. Appellate Authority 180 (35) 1. 2. (b) 4. 5. 6. 7. 8. 23 2006



FORM-8 [See rule 10(2)] Applicant for compounding of Offenses Name Address S'. C: No. along with purpose of connection (if any) Capacity (watt) . Reference of Assessment order - Details of FIR - No.:-

Police Station. Date:- Date:- Amount :- - Section imposed:- If case has t2e instituted, Narne of count..... Amount deposited for compounding of offenses. Rs Cash
 Brief facts of case. . Cheque/DDNd. Applicant 180 (36) 23 2006 FORM-9 [See rule Applicant for compounding of Offenses Name 1. Address 2. S. C. No. along with purpose of connection (if any) (b) Capacity (watt)..... Reference of Assessment order - 4. 5. 6



7. Rs Cash 8. Details of FIR - Police Station. Date? Date:- Amount:- Section imposed:- If case has be instituted, Name of count.....,.....•..... ,,. Amount deposited for compounding of offenses.,..... Cheque/DD No.'..... Details of offenses, where as an FIR was made against the applicant Shri is respect of offenses under the Electricity Act 2003 as mentioned in Sr. No. the' 8 above, where as the applicant has application under section 152 of the Electricity Act 2003, Where as the sum of many specified under 9 section 152 has been deposited By. the applicant. And where as this being the first offenses of the applicant is allowed the con(pounding of the applicant, I offenses. The following persons in custody police officer men tired is Sr. No. 9 above shall be set at liberty and new. proceeding shall be instated or consumers Named of persons to be get at liability..-,....•.. Copy:- 1. 2. (Chief Engineer) To the cent mentioned in part-5 above. To the Police officpr mentioned in part 6 above. 23, qra- 2006



FORM-8 (See Rule 10(1) Certificate To, 180 (37) has been Shri.....
 Address.....Date. Please notice that. a certificate No. . . . letter No issued under
 the provision of Chhattisgarh State Electricity Rules, 2006. 2. An amount of is to be recovered from you
 under Section 8 of Chhattisgarh State Electricity Rules, 2006. You are hereby called upon to pay the
 amount aforesaid within 15 days 3. from the date of service of this notice, failing which recovery
 proceeding shall commence under the aforesaid Act and rules made there under. Please note that in
 addition to the amount indicated above you shall also 4. be liable for payment of interest @ 16% per
 annum compound six monthly as per provision in section 7 of Chhattisgarh State Electricity Rules, 2006.
 Further, you shall also be liable for all costs, charges and expenses 5. incurred in respect of the service of
 this notice and warrants and other processes and off all other processing taken for recovery of the dues
 indicated above if the payment is not made within the period specified above. Place:- Date:- Assessing
 officer Signature Designation Assessment (Amount due from the defaulter consumer/person determined
 under Section 8 of Chhattisgarh State Electricity Rules, 2006.) Dated Certified that a final assessment
 order. has been issued vide this officer to the assessee in Form No. 7 under Rule 7 (5) of the Chhattisgarh
 State Electricity Rules, 2001 of the rules framed under Chhattisgarh State Electricity Rules 2006 of the rules
 framed under. Electricity Act, 2003. As per the said final order, an amount of Rs. — been determined as
 payable by the assessee Shri/M/s has The details of the amount energy for the period to recoverable are as
 under :- 180 (38) S.No. 1

2. Details Assessed Amount Interest Total Rs.(figures) Rs. (words) Amount Rs. 23 2006 Remarks
 Provisional assessment order No. ——— objection received on dated ——— (inward No —) Final
 order passed No — dated - - Onethird amount deposited receipt No---r- dated — Appeal filed on dated ----
 ----- (inward NO----- Appeal disposed off by appellate Authority Ref. date----- Assessing Officer
 f<7iÄi 23 2006 FORM-9 [(See Rule 10(2) Under Section 10 (2) (i) of Chhattisgarh State Electricity
 Rules, 2006 180 (39) Shri/M/s Where Shri/Ms not paid the dues amounting to Rs.
 & address) (defaulter) has determined under the provisions of Chhattisgarh State Electricity Rules, 2006
 for which a certificate of ——— - - has been issued by the Assessing Officer of recovery No . date — -
 CSEB. You are, therefore, hereby called upon by this notice to deposit the 2. amount of Rs. recoverable
 from the defaulter named above from the sums of money or amounts at the credit of the defaulter with or
 being held by you for the defaulter, under Section 8 (2) (i) of the Chhattisgarh State Electricity Rules,
 2006. The above amount, or any amount less as may be available with you in the name of or at the credit
 of the defaulter be debited in his account after remittance to CSEB

3. The amount aforesaid may please be deposited/ remitted to CSEB by —' (date). Please note that this notice • is •issued under Section 8 (2) (i) of the 4. Chhattisgarh State Electricity Rules, 2006 and it is mandatory to comply with. .Signature — Designation 23 '2006 180 (40)



FORM-IO [(See Rule 10(2)] [Under Section IO (2) (i) of Chhattisgarh State Electricity Rules, 2006] To, Shri/M/s Whereas Shri/Ms the dues amounting to Rs. - & address) (defaulter) has not paid - 'determined under the provisions of Chhattisgarh State Electricity Rules, 2006 for which a certificate of recovery No. date has been issued by the Assessing Officer of CSEB. You are, therefore, hereby. called upon by this notice to deposit the 2. - Under Section 8 (2) (i). of the Chhattisgarh State amount of Rs.— Electricity Rules, 2006 recoverable from the defaulter named above from the sums of money or amounts at the credit of the defaulter and you jointly or being held by you with the defaulter. The above amount, or any amount less as may be available with you in the joint account and/or shares/ other instruments held jointly with the defaulter may be paid to CSEB. 3. 'me amount aforesaid may please be deposited/ remitted to CSEB by ——— (date).. Please note that this notice is issued under Section 8 (2) (i). of the Chhattisgarh State Electricity Rules, 2006 and it is mandatory to comply with. Signature — Designation 23

•2006 FORM-IT [(Sec Rule 10(3)) [Under Section 10 (2) (i) of Chhattisgarh State Electricity Rules, 2006] To, The Assessment Officer, AD/EE/SE/ (of other Division/ Circle/ Region) 1 under (designation) ———(name), - - (Place) - Division/Circle/Region while functioning-as Assessing Officer under Chhattisgarh State Electricity Rules, 2006 have issued a certificate of recovery vide No ————— - in form No — - Dated -) Certifying that an amount of Rs: become due for recovery from Shri/M/s - - (name and address). A copy of the said certificate is sent herewith. An amount of Rs. has already been recovered and balance due now is only Rs. - 2. It is understood/ learnt that the above defaulter holds property, movable and/ removable, in the area of your jurisdiction. Therefore, you are requested to take action against the defaulter above named . for recovery of the amount indicated above. Place : Date : Signature — Designation , Vaidya—2006.

