

**HIMACHAL PRADESH STATE ELECTRICITY  
BOARD LIMITED**  
**(A STATE GOVERNMENT UNDERTAKING)**



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**Sales Circular No. 28/2019**

**No. HPSEBL/CE (Comm.)/S-4/Vol-IV/2019-17840-18178** Dated: 16-02-19

To

1. The Chief Engineers (Op.), South/ North/ Central Zone, HPSEBL, Shimla/ Dharamshala/ Mandi.
2. All the Dy. CEs/ SEs, Operation Circles under HPSEBL.
3. All the Addl. SEs/ Sr. Executive Engineers, Operation, Electrical Divisions under HPSEBL.
4. All A.E.E.s/ A.E.s, Operation, Sub-Divisions under HPSEBL.

**Sub: - Notification of Himachal Pradesh Electricity Supply Code (Third Amendment) Regulations, 2018 by HPERC- amendment in the Sales Manual Instructions thereof.**

Sir,

In supersession to the Sales Circular NO. 24/2019 issued vide this office letter No. HPSEBL/ CE (Comm.)/S-4/Vol-IV/2019-15555-15904 dated 24.01.2019, it is to intimate that Hon'ble HPERC vide notification No. HPERC/438-Supply Code dated 03.12.2018 published in the Rajpatra, Himachal Pradesh dated 05.12.2018 as the HP Electricity Supply Code (Third Amendment) Regulations, 2018 inserted sub-para 3.1.2.1 as under:-

*"3.1.2.1 In case of a new connection, where an applicant is unable to produce "No Objection Certificate" for seeking electricity connection, from the Statutory Authority(ies) like the Panchayat, Municipality or the Town and Country Development Authority (by whatever name called), the licensee shall not refuse electricity connection to an applicant seeking electricity connection, only for want of such "No Objection Certificate" and shall, release the electricity connection to such applicant on the submission of the undertaking/declaration to the extent that the licensee may disconnect the electricity connection under reference, in the event of a legally binding order issued by the Statutory Authority(ies) for disconnection of supply owing to any default/non-compliance of statutory provisions. However, such connections shall be*

*regularized by the Licensee only on the submission of the sanction letter from the concerned statutory authority of the area. This shall be without prejudice to any other rights of the licensee including that of getting its payment due as on the date of disconnection”.*

The clarification for categorization of the connections released under this arrangement has been sought from the Commission and it has been clarified by the Commission vide ED(Tariff) letter No. HPERC-H-438-Supply Code-Vol-VI/2018-2441 dated 18.12.2018 that such connections shall be initially of 'Temporary' nature and shall be regularized only on submission of either floor wise or entire building /structure sanction letter from the concerned Statutory Authority(ies). H.P. Govt. vide Pr. Secretary (MPP & Power) letter No. MPP-A(3)-2/2009-III dated 17.01.2019 has also conveyed the acceptance of the proposal.

In view of above, the Sales Manual Instruction No. 1.4.3 Note (iv), 5.9(5), 6.3(3), 6.4(A)(5), 15.4 and Clause No. 4.3.3, 5.4 of Conditions of supply which mandates the submission of NOC from Local Bodies for release of connection in the planning area where TCP Act,1977 is applicable, are hereby amended and shall be read as following:

*“In case of a new connection, where an applicant is unable to produce “No Objection Certificate” for seeking electricity connection, from the Statutory Authority (ies) like the Panchayat, Municipality or the Town and Country Development Authority (by whatever name called), the licensee shall not refuse electricity connection to an applicant seeking electricity connection, only for want of such “No Objection Certificate” and shall, release the electricity connection to such applicant on the submission of undertaking/ declaration **as per Appendix-I of Sales Manual** to the extent that the licensee may disconnect the electricity connection under reference, in the event of a legally binding order issued by the Statutory Authority(ies) for disconnection of supply owing to any default/non-compliance of Statutory provisions. However, such connection shall be regularized by the licensee only on the submission of the sanction letter from the concerned Statutory Authority of the area. This shall be without prejudice to any other rights of the licensee including that of getting its payment due as on the date of disconnection. Further, such connections shall be initially of “Temporary” nature and shall be regularized only on submission of either floor wise or entire building completion plan sanction letter from the concerned Statutory Authority (ies).”*

In view of the above amendments/modifications of **Sales Manual**, the electricity connection to any consumer cannot be withheld for the want of NOC and connection shall be released under Temporary Meter Supply (TMS) on furnishing necessary undertaking/declaration (**as per Appendix-I of Sales Manual**).



All the instructions pertaining to above, issued earlier/included in Sales Manual stand amended/modified to the extent wherever those are not inconsistent with the above amendments/modifications.

***The above instructions may please be adhered in letter and spirit.***

***This bears approval of WTD of HPSEB Ltd.***



**(S.K. Joshi)**  
**Chief Engineer (Comm.),**  
**HPSEBL, Vidyut Bhawan,**  
**Shimla - 171004.**

**D. A. As Appendix-I of Sales Manual.**

**Copy forwarded to the following for information and necessary action: -**

1. The Addl. Chief Secretary/ Principal Secretary (MPP & Power) to the Govt. of H.P., Shimla-2.
2. The Secretary, HPERC, Vidyut Aayog Bhawan, Block No. 37, SDA Complex, Kasumpti, Shimla-9.
3. The Chief Electrical Inspector, H.P. Govt., Block No. 29, SDA Complex, Shimla-171009.
4. The Executive Director (Personnel), HPSEBL, Vidyut Bhawan, Shimla-4.
5. The Chief Accounts Officer, F&A Wing, HPSEBL, Vidyut Bhawan, Shimla-4.
6. The Chief Audit Officer, F&A wing, HPSEBL, Vidyut Bhawan, Shimla-4.
7. The Superintending Engineer (Enf. & EA)/ Superintending Engineer (Tariff & SERC) in this office.
8. The Superintending Engineer (IT) in this office to upload the same in the HPSEBL official website.
9. The Resident Audit Officer, HPSEBL, Shimla-4.
10. The Secretary, H.P. Electricity Ombudsman, Sharma Sadan, Behind Keonthal Commercial Complex, Khalini, Shimla-2.
11. The Secretary, Consumer Grievances Redressal Forum, Kasumpti, Shimla-9.
12. The Dy. Secretary (Law), HPSEBL, Shimla-3.
13. The Addl. Secretary-cum-PS/ Sr. PS to MD/ Directors for kind information of MD/ Directors.
14. The BBN Industries Association (BBNIA), C/o Single Window Clearance Agency, Industrial Area Baddi, Distt. Solan, H.P.
15. Parwanoo Industries Association, HPCED Building, Deptt. of Industries Complex, Sector-1, Parwanoo, Distt. Solan.
16. Kala Amb Chamber of Commerce and Industries (KACCI), Trilokpur Road, Distt.Sirmour-HP.
17. Himachal Chamber of Commerce & Industry, C/o Goel Diesel Service, Bhuppur, Paonta Sahib, Distt. Sirmour-HP-173025.

18. District Industries Association, Una, Himachal Pradesh, 94, Industrial Area, Mehatpur, Distt. Una-174315.
19. Nalagarh Industries Association, C/o Member Secretary, SWCA, Nalagarh, Solan, HP-174101.
20. Steel Manufacturers' Association, Trilokpur Road, Kala Amb, Distt. Sirmour-HP-173030
21. Mehatpur Industries Association, C/o Spatia Chemicals, 76-77, Industrial Area, Mehatpur, Distt. Una-HP.
22. Haroli Block Industrial Association, Tahliwala, Distt. Una-HP.
23. Bathu -Bathri Industries Association, Tahliwala, Distt. Una-HP.
24. Amb Sub-Division Industries Association, Karlui, Distt. Una-HP.
25. File No. HPSEBL/CE(Comm.)/LS-Genl. in this office.
26. Guard file.



**(S.K. Joshi)**  
**Chief Engineer (Comm.),**  
**HPSEBL, Vidyut Bhawan,**  
**Shimla - 171004.**

**UNDERTAKING /Declaration (where "NOC is not available with the consumer)**

I/We ..... Son/Daughter of  
..... Resident of .....  
(hereinafter referred to as "Applicant", which terms shall mean and include executors, administrators, heirs, successors and assigns), do hereby swear and declare as under:-

Or

The ....., a company incorporated under the provisions of the Companies Act,..... or as amended, having its registered office at .....( hereinafter referred to as "Applicant", which expression shall, unless repugnant to the context or meaning thereof, include its successors and assigns), through its Authorised representative Mr....., do hereby swear and declare as under:

Or

A sole proprietorship/a partnership firm having its office at .....(hereinafter referred to as the "applicant" which unless the context otherwise provides includes its successors and assigns), through Mr....., who is a partner or an authorized representative do hereby swear and declare as under:

THAT the Applicant is a lawful owner/occupant of premises at ..... ( hereinafter referred to as "Premises").

THAT the Applicant has requested the Himachal Pradesh State Electricity Board Ltd. (HPSEB Ltd.) (hereinafter referred to as " The Licensee") to provide an electricity service connection at the above mentioned premises in the Applicant's name for the purpose mentioned in the Application and Agreement Form and the applicant is unable to produce No Objection Certificate (NOC) for electrical connection from [Name of respective concerned authority].

THAT I, the Applicant hereby agrees and undertakes/declares:

- 1) that the licensee may disconnect the electricity connection , in the event of a legally binding order issued by the Statutory Authority(ies) for disconnection of supply owing to any default/ non -compliance of the statutory provisions;

- 2) that such connection released under temporary meter supply category, on the basis of this undertaking/declaration shall be regularized, in the respective category, only after submission of either floor wise or entire building completion plan sanction letter issued by the concerned Statuary Authority(ies). This shall be without prejudice to any other rights of HPSEBL, including of getting its payment due as on the date of disconnection.

THAT in furnishing the present undertaking/declaration, the Applicant has clearly understood that if any of the statements in this undertaking/declaration proves to be false or incorrect at any later stage, the licensee shall be within his lawful rights to disconnect supply to the premises without any prior notice and proceed to adjust electricity supply dues payable by the applicant against consumer security deposit and/or recover the same in accordance with Law.

THAT I, the Applicant shall be held responsible, if the contents of the undertaking/declaration are proved false at any stage and I/We indemnify HPSEBL of any consequences arising out of release of electrical connection to my premises.

**Applicant**

**SELF VERIFICATION:**

I/We, the above named Applicant(s) do hereby verify that the content of undertaking/declaration are true to the best of my knowledge and nothing material has been concealed therefrom.

Verified on .....

**Applicant**