



Before the Appellate Board  
National Electric Power Regulatory Authority  
(NEPRA)  
Islamic Republic of Pakistan

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No. NEPRA/AB/Appeal-027/POI-2016/ 1182-1186 September 02, 2016

1. Fahad Shahzad,  
153-A, Gulshan-e-Ravi,  
Lahore
2. The Chief Executive Officer  
LESCO Ltd,  
22-A Queens Road,  
Lahore
3. Saeed Ahmed Bhatti,  
Advocate High Court,  
2<sup>nd</sup> Floor, Akram Mansion,  
Neela Gumbad, Lahore
4. Sub Divisional Officer (Opr),  
LESCO Ltd,  
Gulshan-e-Ravi Sub Division,  
Lahore
5. Electric Inspector  
Lahore Region, Energy Department,  
Govt. of Punjab, Block No. 1,  
Irrigation Complex, Canal Bank,  
Dharampura, Lahore

Subject: Appeal Titled LESCO Vs. Fahad Shahzad Against the Decision Dated 31.12.2015 of the Electric Inspector/POI to Government of the Punjab Lahore Region, Lahore

Please find enclosed herewith the Decision of the Appellate Board dated 02.09.2016, regarding the subject matter, for information and necessary action accordingly.

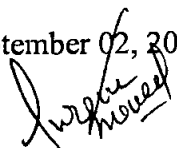
Encl: As Above

(Ikram Shakeel)

No. NEPRA/AB/Appeal-027/POI-2016/ 1187

September 02, 2016

Forwarded for information please.

  
Assistant Director  
Appellate Board

1. Registrar
2. Director (CAD)

CC:

1. Member (CA)



# National Electric Power Regulatory Authority

## Beforc Appellate Board

In the matter of

### Appeal No. NEPRA/Appeal-027/POI-2016

Lahore Electric Supply Company Limited .....Appellant

Versus

Fahad Shahzad, 153-A, Gulshan-e-Ravi, Lahore .....Respondent

#### For the appellant:

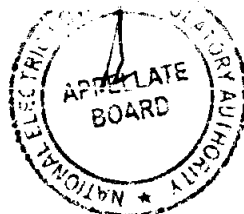
Mr. Saeed Ahmed Bhatti Advocate

#### For the respondent:

Nemo

### DECISION

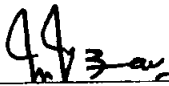
1. This decision shall dispose of an appeal filed by Lahore Electric Supply Company Limited (hereinafter referred to as LESCO) against the decision dated 31.12.2015 of the Provincial Office of Inspection Lahore Region, Lahore (hereinafter referred to as POI) under Section 38 (3) of the Regulation of Generation, Transmission and Distribution of Electric Power Act 1997 (hereinafter referred to as NEPRA Act 1997).
2. As per facts of the case, the respondent is a domestic consumer of LESCO bearing Ref No. 14-11112-0953900-U with a sanctioned load of 1kW under A-1a tariff. The electricity billing meter of the respondent was checked by LESCO and found dead stop. Detection bill of Rs. 33,851/- for 1,408 units, on connected load basis (3.926 kW) for the period November 2014 to January 2015, was debited to the respondent in March 2015.
3. Being aggrieved with the above detection bill the respondent filed a petition on before POI on 13.04.2015. The petition was disposed of by POI vide its decision dated 31.12.2015 on ex-parte basis as LESCO failed to attend hearings despite notices.




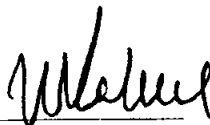


## National Electric Power Regulatory Authority

4. The instant appeal has been filed by LESCO under section 38 (3) of the Regulation of Generation, Transmission and Distribution of Electric Power Act 1997 against the decision dated 31.12.2015 of POI (hereinafter referred to as the impugned decision). LESCO in its appeal contended that the detection bill of Rs. 33,851/- for 1,408 units on connected load basis (3.926 kW) for the period November 2014 to January 2015 charged in March 2015 after fulfilling the codal formalities which is quite legal, valid and justified and the respondent is obligated to pay the same. In its appeal LESCO inter alia, contended that LESCO was condemned unheard as such the impugned decision is not sustainable in the eyes of law and liable to be set aside. LESCO prayed for cancellation of the impugned decision to avoid irreparable loss and injury.
5. A notice of the appeal was issued to the respondent for filing reply/parawise comments, which were however not filed.
6. Notice was issued to both the parties for hearing scheduled at Lahore on 15.07.2016. Mr. Saeed Ahmed Bhatti Advocate appeared for the appellant LESCO and no one represented the respondent. Learned counsel for LESCO contended that impugned decision was passed by POI without hearing and considering the stance of LESCO and therefore liable to be set aside. He pleaded that the matter be remanded back to POI, so that matter could be determined after hearing the arguments of LESCO.
7. In view of the above, the impugned decision is set aside and the matter is remanded back to POI for deciding the petition afresh in accordance with law after providing opportunity of hearing to both the parties.

  
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Muhammad Qamar-uz-Zaman  
Member

  
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Muhammad Shafique  
Member

  
\_\_\_\_\_  
Nadir Ali Khoso  
Convener

Date: 02/09/2016

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