



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

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No. NEPRA/Appeal/071/2025/897

October 01, 2025

- |  |   |
|--|---|
| 1. Rahim Dad,<br>S/o. Khaliq Dad,<br>Through Saeed Iqbal, R/o. Kas Korona,<br>Muhallah Ishaq Abad, Mardan<br>Cell No. 0314-9603771 | 2. Chief Executive Officer<br>PESCO Ltd,<br>WAPDA House, Sakhi Chashma,<br>Shami Road, Peshawar                   |
| 3. Executive Engineer (Operation),<br>PESCO Ltd,<br>Mardan-I Division,<br>Mardan<br>Cell No. 0370-1340310                          | 4. Sub Divisional Officer (Operation),<br>PESCO Ltd,<br>Par Hoti Sub Division,<br>Mardan<br>Cell No. 0370-1340314 |
| 5. POI/Electric Inspector,<br>Nowshera Region,<br>Tehsil Road, Near Police Station,<br>Nowshera Kalan, Nowshera                    |   |

Subject: **Appeal No.071/2025 (Rahim Dad vs. PESCO) Against the Decision Dated 28.01.2025 of the Provincial Office of Inspection to Government of the Khyber Pakhtunkhwa, Nowshera Region, Nowshera**

Please find enclosed herewith the decision of the Appellate Board dated 01.10.2025 (03 pages), regarding the subject matter, for information and necessary action, accordingly.

**Encl: As Above**

**(Ikram Shakeel)**  
**Deputy Director**  
**Appellate Board**

Forwarded for information please.

1. Director (IT) –for uploading the decision of the Appellate Board on the NEPRA website



# National Electric Power Regulatory Authority

## Before the Appellate Board

In the matter of

### Appeal No.071/POI-2025

Rahim Dad S/o. Khaliq Dad, through Saeed Iqbal,  
R/o. Kas Korona, Muhallah Ishaq Abad, Mardan

.....Appellant

Versus

Peshawar Electric Supply Company Limited

.....Respondent

### APPEAL U/S 38(3) OF THE REGULATION OF GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRIC POWER ACT, 1997

For the Appellant:

Mr. Muhammad Imran Advocate

For the Respondent:

Mr. Muhammad Talha Ahmad SDO

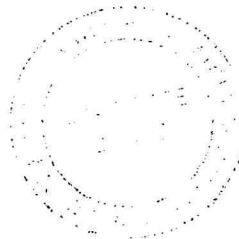
### DECISION

1. Through this decision, the appeal filed by Mr. Rahim Dad (hereinafter referred to as the "Appellant") against the decision dated 28.01.2025 of the Provincial Office of Inspection, Nowshera Region, Khyber Pakhtunkhwa (hereinafter referred to as the "POI") is being disposed of.
2. Brief facts of the case are that the Appellant is a domestic consumer of Peshawar Electric Supply Company Limited (hereinafter referred to as the "Respondent") bearing Ref No.10-26314-0585700 with a sanctioned load of 01 kW, and the applicable Tariff category is A-1(a). The Respondent charged a detection bill of Rs.47,238/- of 1,095 units for three months to the Appellant in May 2023 on account of theft of electricity through tampering with the meter, which was challenged before the District & Session Judge/Judge Commercial Court, Mardan. The honorable Judge vide order dated 22.11.2023 set aside the detection bill of Rs.47,238/-. Subsequently, the Respondent afforded credit of Rs.9,622/- against 336 units to the Appellant in April 2024 against the detection bill of Rs.47,238/-.
3. Being aggrieved with the above actions of the Respondent, the Appellant filed a civil suit before the honorable District & Session Judge/Judge Commercial Court, Mardan, against the non-implementation of the order dated 22.11.2023. The honorable Judge subsequently referred the matter to POI due to lack of jurisdiction. Accordingly, the Respondent filed a complaint before POI on 09.12.2024 and challenged the arrears of Rs.37,616/- pertaining to the impugned detection bill.

Appeal No.071-2025

Page 1 of 3

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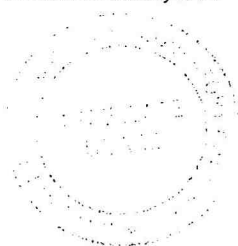


## National Electric Power Regulatory Authority

The complaint of the Appellant was disposed of by POI vide decision dated 28.01.2025, wherein the Respondent was directed to afford net credit of Rs.9,622/- to the billing account of the Appellant.

4. The Appellant filed subject appeal before the NEPRA against the afore-referred decision of the POI, which was registered as Appeal No. 071/POI-2025. In his appeal, the Appellant contended that neither any notice was served by the Respondent nor was he involved in the theft of electricity through tampering with the meter. The Appellant further contended that the POI rejected his complaint against the detection bill and passed an executive order; hence, the impugned decision is illegal, unjustified, based on malice, and the same is liable to be set aside.
5. Upon the filing of the instant appeal, a notice dated 21.05.2025 was sent to the Respondent for filing reply/para-wise comments to the appeal within ten (10) days, which were filed on 25.08.2025. In the reply, the Respondent submitted that the Appellant was involved in dishonest abstraction of electricity through tampering with the meter; therefore, a detection bill of Rs.47,238/- was charged to the Appellant. However, credit has been afforded against the detection bill, pursuant to the order of Honorable District & Session Judge Mardan. The Respondent further contended that the remaining arrears are recoverable, being justified.
6. A hearing was conducted at NEPRA Regional Office Peshawar on 25.08.2025, which was attended by both parties. Learned counsel for the Appellant repeated the same contention as contained in memo of the appeal and submitted that neither the Respondent served prior notice nor associated during the alleged checking, hence he cannot be held responsible for payment of any detection bill. Learned counsel for the Appellant further submitted that the POI neither perused the record nor considered the facts of the case and rendered the impugned decision on mere surmises and conjectures. He finally prayed for setting aside the detection bill. On the contrary, the Respondent's official rebutted the version of the Appellant and averred that the premises of the Appellant was inspected time and again and he was found stealing electricity through tampering with the meter or through hook connection, therefore the detection bill of Rs.47,238/- against 1,095 units for three month was debited to the Appellant, which was subsequently revised for 759 units for two months only. He defended the impugned decision and prayed for dismissal of the appeal.
7. Arguments heard and the record examined. Following has been observed:
  - i. The Respondent debited a detection bill of Rs.47,238/- of 1,095 units for three months to the Appellant in May 2023 on account of theft of electricity. The POI vide impugned decision directed the Respondent to afford credit of Rs.9,622/- against the above detection bill.

11.





## National Electric Power Regulatory Authority

- ii. It is observed that the Appellant was debited the above detection bill for three months on the basis of connected load i.e. 2.5 kW; however, the said detection bill was revised for two months, and a credit of Rs. 9,622/- for 336 units was afforded to the Appellant in April 2024. To further verify the contention of the Respondent, the billing history of the Appellant is given below:

Month	Units	Month	Units	Month	Units
Jan-22	33	Jan-23	26	Jan-24	34
Feb-22	25	Feb-23	24	Feb-24	2
Mar-22	35	Mar-23	76	Mar-24	60
Apr-22	114	Apr-23	4	Apr-24	3
May-22	206	May-23	149	May-24	91
Jun-22	0	Jun-23	179	Jun-24	263
Jul-22	133	Jul-23	203	Jul-24	117
Aug-22	945	Aug-23	198	Aug-24	312
Sep-22	574	Sep-23	197	Sep-24	25
Oct-22	200	Oct-23	136	Oct-24	130
Nov-22	11	Nov-23	67	Nov-24	78
Dec-22	33	Dec-23	150	Dec-24	3
<b>Total</b>	<b>2309</b>	<b>Total</b>	<b>1409</b>	<b>Total</b>	<b>1118</b>

As evident from the above table, consumption of the Appellant during the disputed period is considerably less than the normal consumption of corresponding months of the previous year. Even the average consumption of the year 2023 has declined significantly as compared to the normal average consumption of the previous year. Perusal of the record further revealed that the Appellant was found involved in dishonest abstraction of electricity during subsequent checking. This whole scenario indicates that the Appellant is involved in illegal abstraction of electricity and is responsible to pay the remaining amount of detection bill of Rs.47,238/- after adjustment of credit of Rs.9,622/- as already decided by the POI.

8. Foregoing in view, the appeal is dismissed.

Abid Hussain  
Member/Advisor (CAD)

Muhammad Irfan-ul-Haq  
Member/ALA (Lic.)

Naweed Illahi Sheikh  
Convener/DG (CAD)

Dated: 01-10-2025

