

**THE ELECTRICITY OMBUDSMAN, UTTARAKHAND**

Executive Engineer,  
Electricity Distribution Division,  
Uttarakhand Power Corporation Ltd.  
Bazpur, Distt. Udham Singh Nagar, Uttarakhand

Vs

M/s Parmatma Ferro Alloys Pvt. Ltd.  
Ramraj Road, Village Vikrampur, Bazpur,  
Distt. Udham Singh Nagar, Uttarakhand

Review Petition No. 01/2018

**Order**

Date: 12.11.2018

Executive Engineer, Electricity Distribution Division, Uttarakhand Power Corporation Ltd., Bazpur, Distt Udham Singh Nagar, representative of Licensee, has presented a memo of review petition (registered as review petition no. 01/2018) against the order dated 23.03.2018 passed by the Ombudsman in representation no 27/2017, M/s Parmatma Ferro Alloys Pvt. Ltd. Licensee have stated that they are aggrieved by the decision/ order of the Ombudsman,

- a) due to discovery of new and important matter;
- b) evidence which could not be produced at the time when the order was made;
- c) on account of mistake and error apparent on the face of the record; and
- d) for other sufficient reasons enumerated hereinafter

because of which they have requested that the decision dated 22.03.2018 (correct date is 23.03.2018) passed in representation no 27 of 2017 be reviewed.

2. Without going into the reasons enumerated by the Licensee for review, it is appropriate to highlight that the functioning of the Ombudsman is regulated through the UERC (Appointment and Functioning of Ombudsman) Regulation, 2004 promulgated under the authority of the Electricity Act, 2003. Neither the Act nor the Regulations incorporate the

right of review of its own order in the Ombudsman, in respect of any representation/petition filed before it. Further, the complainant, as defined in the said Regulations, entitled to approach the Ombudsman for redressal of grievance, not redressed through the order of the Consumer Grievance Redressal Forum, is a consumer of the Licensee. The Licensee is not recognized as a complainant under the provisions of the said Regulations.

3. On the above grounds, the memo of review petition presented by counsel for Executive Engineer UPCL, for reviewing the order dated 23.03.2018 is disallowed as not maintainable before Ombudsman.

Dated: 12.11.2018

(Vibha Puri Das)  
Ombudsman