



Maharashtra State Electricity Distribution Co. Ltd.

Prakashgad, Plot No.G-9, Bandra (East), Mumbai – 400 051

☎ (P) 26474753, (O) 26474211 / 26472131, Fax- 26472366, Website: www.mahadiscom.in

No. P-com /Theft / No 19140

Date: 08 JUL 2013

COMMERCIAL CIRCULAR NO. 202

Sub: Revision of Compounding Charges.

Ref: 1. Commercial Circular No. 133 dated 15.02.2011.
2. Government Notification dated 14 May 2013.

With reference to above subject, all field officers are informed that Government of Maharashtra has issued Gazette Notification dated 14.05.2013 regarding revision of compounding charges.

The theft cases detected under Section 135 are compoundable as per Section 152 of the Electricity Act 2003. The offence under Section 135 is compoundable only once. Compounding of the offence is done if the accused show willingness to pay the civil liabilities and compounding charges.

The revised compounding charges as per Section 152 are as given below:

Sr. No.	Nature of Service	Rate at which the sum of money for compounding to be Service collected per Kilowatt (kW) / Horse Power (HP) or part thereof for Low Tension (LT) supply and per Kilo Volt Ampere (KVA) of Contracted Demand for High Tension (HT) supply	
		Previous Rates	Revised Rates
1	Industrial	Twenty Thousand Rupees	Ten Thousand Rupees
2	Commercial	Ten Thousand Rupees	Five Thousand Rupees
3	Agriculture	Two Thousand Rupees	One Thousand Rupees
4	Other	Four Thousand Rupees	Two Thousand Rupees

All are directed to follow the above instructions strictly. The revised compounding charges as per the above rates shall be recovered from the date of Government Notification i.e. 14.05.2013. The theft cases registered prior to Government Notification dated 14.05.2013 is to be dealt as per previous rates of compounding charges. The Other conditions for compounding of theft cases are as under:

- The consumer or the person (accused) detected indulging in the "Theft of Electricity" can request for compounding of offences before the criminal complaint is lodged in the appropriate Court or even thereafter and the Officer of the Board so authorized by the State Government in this regard may consider the same, provided the consumer / person deposits a sum of money for compounding of offence at the rate as prescribed above.
- It shall neither be obligatory nor binding on the Authorized Officer to permit compounding of offences in every case and such compounding of offense shall be permitted only after the consumer / person has unconditionally paid the assessed "Civil Liability".
- Even after the consumer / person has unconditionally paid the assessed "Civil Liability", if the Authorized Officer has any objection for permitting the compounding of offences, he shall in writing submit his objections to the higher authority (in case of O & M personnel - Officer not below the rank of Executive Engineer & in case of Flying Squad units - Deputy Director) and shall

obtain orders from such authority as to whether the compounding of offence should be permitted or the criminal complaint should be further prosecuted.

- d) If the consumer shows willingness to compound the offence, notice specifying assessment amount shall be issued immediately along with copies of Panchanama etc. After the payment of assessment amount, compounding charges bill has to be issued immediately. If the consumer pays the amount immediately, F. 1. R. shall not be filed, but F. 1. R. shall not be delayed if the consumer does not pay the amount of compounding and assessment for theft immediately.
- e) The Authorized Officer shall maintain a separate register and shall make necessary entries in such register of all the cases where the consumer / person has requested in writing for compounding of offences by depositing the sum of money as per prescribed rate.
- f) The facility of compounding of offences shall be permitted only once and therefore in all such cases, where the consumer has been permitted compounding of offences, necessary entry shall be taken on the "Consumer Personal Ledger" of such consumer so as to avoid such permission being given to a consumer on more than one occasion.
- g) In respect of persons other than the consumers of the MSEDCL, a separate register for compounding of offences shall be maintained, so that the said register can be verified to ascertain whether such person has previously been permitted the facility of compounding of offences.

All field officers are requested to take due note of revised Compounding Charges and take necessary action accordingly.

Encl: Govt. Notification

Copy: As per mailing List.

Chief Engineer (Commercial)



महाराष्ट्र शासन राजपत्र

असाधारण भाग चार-अ

वर्ष ५, अंक २३]

शुक्रवार, मे १७, २०१३/वैशाख २७, शके १९३५

[पृष्ठे २, किंमत : रुपये २५.००

असाधारण क्रमांक ५६

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाने केंद्रीय अधिनियमान्वये तयार केलेले
(भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांव्यतिरिक्त) नियम व आदेश.

उद्योग, ऊर्जा व कामगार विभाग

मादाम कामा रोड, हुतात्मा राजगुरु चौक, मंत्रालय, मुंबई ४०० ०३२, दिनांक १४ मे २०१३

अधिसूचना

विद्युत अधिनियम, २००३.

क्रमांक संकीर्ण २०१२/प्र.क्र. १२५६/ऊर्जा-५.— वीज अधिनियम, २००३ (२००३ चा ३६) हा महाराष्ट्र राज्यास लागू असताना, त्याच्या कलम १५२ च्या पोट-कलम (१) च्या परंतुकाद्वारे प्रदान करण्यात आलेल्या अधिकारांचा वापर करून, महाराष्ट्र शासन, याद्वारे उक्त अधिनियमान्वये शिक्षापात्र असलेला वीज चोरीचा अपराध आपसात मिटविण्यासाठी ज्या दरांनी रक्कम वसूल केली जाईल त्या, उक्त कलम १५२ च्या पोट-कलम (१) मधील तक्त्याच्या स्तंभ (२) मध्ये विनिर्दिष्ट केलेल्या दरांमध्ये पुढीलप्रमाणे सुधारणा करित आहे :—

वीज अधिनियम, २००३ (२००३ चा ३६) हा महाराष्ट्र राज्यास लागू असताना, त्याच्या कलम १५२ मधील पोट-कलम (१) मधील तक्त्यामध्ये,—

- (एक) औद्योगिक सेवा याच्या संबंधातील नोंद १ मध्ये,—
स्तंभ (२) मधील “ वीस हजार रुपये ” या मजकुराऐवजी “ दहा हजार रुपये ” हा मजकूर दाखल करण्यात येईल.
- (दोन) वाणिज्यिक सेवा याच्या संबंधातील नोंद २ मध्ये,—
स्तंभ (२) मधील “ दहा हजार रुपये ” या मजकुराऐवजी “ पाच हजार रुपये ” हा मजकूर दाखल करण्यात येईल.
- (तीन) कृषिविषयक सेवा याच्या संबंधातील नोंद ३ मध्ये,—
स्तंभ (२) मधील “ दोन हजार रुपये ” या मजकुराऐवजी “ एक हजार रुपये ” हा मजकूर दाखल करण्यात येईल.
- (चार) इतर सेवा याच्या संबंधातील नोंद ४ मध्ये,—
स्तंभ (२) मधील “ चार हजार रुपये ” या मजकुराऐवजी “ दोन हजार रुपये ” हा मजकूर दाखल करण्यात येईल.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

अविनाश सुभेदार,
शासनाने उप सचिव.

INDUSTRIES, ENERGY AND LABOUR DEPARTMENT

Madam Cama Marg, Hutatma Rajguru Chowk, Mantralaya,
Mumbai 400 032, dated the 14th May 2013

NOTIFICATION

ELECTRICITY ACT, 2003.

No. Misc.2012/C.R.1256/NRG-5.— In exercise of the powers conferred by the proviso to sub-section (1) of section 152 of the Electricity Act, 2003 (36 of 2003), in its application to the State of Maharashtra, the Government of Maharashtra hereby amends the rates specified in column (2) of the TABLE below sub-section (1) of the said section 152, at which the sum of money for compounding of an offence of theft of electricity punishable under the said Act shall be collected, as follows, namely :—

In section 152 of the Electricity Act, 2003 (36 of 2003), in its application to the State of Maharashtra, in sub-section (1), in the TABLE,—

(i) In entry 1, relating to Industrial Service, in column (2), for the words “twenty thousand rupees” the words “ten thousand rupees” shall be substituted ;

(ii) In entry 2, relating to Commercial Service, in column (2), for the words “ten thousand rupees” the words “five thousand rupees” shall be substituted ;

(iii) In entry 3, relating to Agricultural Service, in column (2), for the words “two thousand rupees” the words “one thousand rupees” shall be substituted ;

(iv) In entry 4, relating to Other Services, in column (2), for the words “four thousand rupees” the words “two thousand rupees” shall be substituted.

By order and in the name of the Governor of Maharashtra,

AVINASH SUBHEDAR,
Deputy Secretary to Government.

MD 3
encl 1