

Ref: CE/(B&R)/Legal/Hiba/ 08164

Date: 12.03.2020

To,
All Chief Engineers,
O&M Zones.

Subject: Guidelines with regard to mutation of names of Electric Meters on the basis of unregistered Hiba (Oral Gift) / Hibanama under Muslim Personal Law.

With regard to mutation of names of Electricity Meters on the basis of unregistered Hiba (Oral Gift) / Hibanama under Muslim Personal Law (Mohomedan Law) please follow the guidelines as below

- i) Application of a person is generally processed in accordance with the provisions of the EA'03 and regulations framed there under, more particularly MERC (Supply code), 2005 and practice directions issued by The Hon'ble Commission from time to time.
- ii) With regard to mutation of names of Electricity meter and granting of new connection on the basis of unregistered Hiba (Oral Gift)/Hibanama under Muslim Personal Law / Mohamedan Law & order of Hon'ble Supreme Court, the applicant will be required to confirm that the principles related to three ingredients of Hiba i.e.
 - (1) Declaration by the erstwhile owner
 - (2) Acceptance by the new owner and
 - (3) The delivery of possession to the new owner

which are laid down by Hon'ble Apex Court are fulfilled, which will be in addition to fulfillment of other required formalities as applicable under the relevant laws.

iii) Furthermore, in accordance with the practice direction issued by the MERC, the applicant shall inter alia provide declaration / undertaking for the confirmation that the information provided in the application is true, the applicant has complied with all requirements under all statutes for the time being in force, the applicant himself / herself shall be held responsible for any issue arising out of any such non-compliance and that the applicant shall indemnify the Distribution Licensee from any loss that may occur on account of such non-compliance.



Chief Engineer (Billing & Revenue)

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