



# Uttar Pradesh Electricity Regulatory Commission

Vidyut Niyamak Bhawan, Vibhuti Khand, Gomti Nagar, Lucknow-226010 Phone 2720426 Fax 2720423 E-mail [secretary@uperc.org](mailto:secretary@uperc.org)

**Sanjay Srivastava**

Secretary

To,

Ref: UPERC/Secy/D(T)/2018- 380

Dated: 13 December, 2018

1. **The Chairman**, U. P. Power Corporation Ltd., 7<sup>th</sup> Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
2. **The Managing Director**, U. P. Power Corporation Ltd., 7<sup>th</sup> Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
3. **The Managing Director**, Madhyanchal Vidyut Vitran Nigam Ltd., 4-A, Gokhale Marg, Lucknow - 226001.
4. **The Managing Director**, Dakshinanchal Vidyut Vitran Nigam Ltd., Urja Bhawan, 220KV Sub-Station Mathura bypass Road, Agra - 282007.
5. **The Managing Director**, Paschimanchal Vidyut Vitran Nigam Ltd., Victoria Park, Meerut - 250001.
6. **The Managing Director**, Poorvanchal Vidyut Vitran Nigam Ltd., Bhikharipur, 132KV Sub-Station, Poorvanchal Vidyut Bhawan, P.O. Diesel Locomotive Works, Varanasi - 221004.
7. **The Managing Director**, Kanpur Electricity Supply Company Ltd., KESA House, 14/71, Civil Lines, Kanpur - 208001.
8. **The Director (Commercial)** U.P. Power Corporation Ltd. Shakti Bhawan, 14, Ashok Marg, Lucknow-226001
9. **The Director (Commercial)** Madhyanchal Vidyut Vitran Nigam Ltd., 4-A, Gokhale Marg, Lucknow - 226001.
10. **The Director (Commercial)** Dakshinanchal Vidyut Vitran Nigam Ltd., Urja Bhawan, 220KV Sub-Station Mathura bypass Road, Agra - 282007.
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13. **The Director (Commercial)** Kanpur Electricity Supply Company Ltd., KESA House, 14/71, Civil Lines, Kanpur - 208001.
14. **The Chief Engineer**, RAU, U. P. Power Corporation Ltd., 15<sup>th</sup> Floor, Shakti Bhawan Extension, 14, Ashok Marg, Lucknow - 226001.
15. **Shri Avadhesh Kumar Verma**, Chairman, U.P Rajya Vidyut Upbhokta Parishad, Indira Nagar, Lucknow.

Sub: **Proposed change in the applicability of rate schedule for "goshalas-cow shed" and math/rooms built at religious places. (Petition No. 1372/2018)**

Sir,

Kindly find enclosed herewith a copy of the Commission's Order dated 12<sup>th</sup> December, 2018 regarding above cited matter.

Yours sincerely

(Sanjay Srivastava)  
Secretary

**Encl: As above.**





**BEFORE**  
**THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION,**  
**LUCKNOW**  
**Petition No.: 1372 / 2018**

**Present:**

- (1) Shri Raj Pratap Singh, Chairman
- (2) Shri Suresh Kumar Agarwal, Member
- (3) Shri Kaushal Kishore Sharma, Member

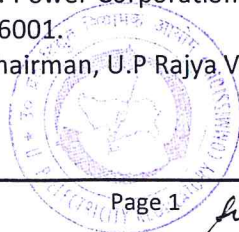
**IN THE MATTER OF:**

Proposed change in the applicability of rate schedule for "goshalas-cow shed" and math / rooms built at religious places.

**AND**

**IN THE MATTER OF:**

1. The Chairman, U. P. Power Corporation Ltd., 7<sup>th</sup> Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
2. The Managing Director, U. P. Power Corporation Ltd., 7<sup>th</sup> Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
3. The Managing Director, Madhyanchal Vidyut Vitran Nigam Ltd., 4-A, Gokhale Marg, Lucknow - 226001.
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7. The Managing Director, Kanpur Electricity Supply Company Ltd., KESA House, 14/71, Civil Lines, Kanpur - 208001.
8. The Director (Commercial), UPPCL, Shakti Bhawan, 14 Ashok Marg, Lucknow - 226001.
9. The Director (Commercial), Madhyanchal Vidyut Vitran Nigam Ltd., 4-A, Gokhale Marg, Lucknow - 226001.
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11. The Director (Commercial), Paschimanchal Vidyut Vitran Nigam Ltd., Victoria Park, Meerut - 250001.
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13. The Director (Commercial), Kanpur Electricity Supply Company Ltd., KESA House, 14/71, Civil Lines, Kanpur - 208001.
14. The Chief Engineer, RAU, U. P. Power Corporation Ltd., 15<sup>th</sup> Floor, Shakti Bhawan Extension, 14, Ashok Marg, Lucknow - 226001.
15. Shri Avadesh Kumar Verma, Chairman, U.P Rajya Vidyut Upbhokta Parishad







The following were present:

1. Shri Niraj Agrawal, CE (RAU)
2. Shri Sayed Abbas Rizvi, EE (RAU)
3. Shri D.C. Verma, EE (RAU), UPPCL
4. Shri Rajiv Srivastava, Advocate, UPPCL
5. Shri Avadesh Kumar Verma, Chairman, U.P. Rajya Vidyut Upbhokta Parishad

**ORDER**

(Hearing- December 11, 2018)

The Petitioners' (DVVNL, MVVNL, PVVNL, PuVVNL and KESCO) have filed the said petition in the matter of "Proposed change in the applicability of rate schedule for "goshalas-cow shed" and math / rooms built at religious places". In the petition, the following submissions are made by the petitioners':

1. The Goshalas -Cow shed is established by self-help organisations for upkeep of old, infirm, sick and draught cattle by providing all their needs, including food and medical care etc.
2. Govt. of Uttar Pradesh has promulgated Uttar Pradesh Goshala Act, 1964 containing provisions for management and control of Goshalas in Uttar Pradesh in line with the provisions of The Animal Welfare Act, 2011. Under the said Act, there are 498 registered Goshalas in the State. According to this act, "Goshala is a charitable institution established for the purpose of keeping, rearing, breeding or maintenance of cattle or for the purpose of reception, production and treatment of infirm, aged, decrepit or diseased cattle".
3. The Goshalas are functioning based on funds provided by group of people, so the adequate fund raising is a major issue and the owners are not in good financial position to pay bills for electricity required for functioning of these Goshalas, including for pumping ground water to cater to the needs of cattle.
4. In order to remove the burden of tariff pertaining to activities and problem faced by the 'Goshala' owners in making timely payment of electricity bills, the applicant requested a separate electricity connection in PTW category up to a load of 5 BHP, in addition to the existing connection for their daily requirements, and also mentioned they are not engaged in any sort of commercial activities, justifies their request.



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5. In the existing Rate Schedule LMV-5, Small Power for Private Tube Wells/Pumping Sets for Irrigation Purposes' for the power consumers of Rural / Urban Schedule for Private Tube-wells / Pumping Sets for irrigation purposes having a contracted load up to 25 BHP and for additional agricultural processes confined to Chaff-Cutter, Thresher, Cane Crusher and Rice Huller. All new connections under this category shall necessarily have the ISI marked energy efficient mono-bloc pump sets with capacitors of adequate rating to qualify for the supply. All existing pump sets shall be required to install capacitors of adequate rating".
6. In addition to the existing Rate Schedule LMV-5, the petitioners' have mentioned the proposed amendment as follows:

Quote

*That for achieving the purpose as set out in paragraph 5 of this petition, the applicability of "Rate Schedule LMV-5", it is submitted, may kindly be amended to read:*

*This schedule shall apply to all power consumers getting supply as per Rural / Urban Schedule for Private Tube-wells / Pumping Sets for irrigation purposes having a contracted load up to 25 BHP and for additional agricultural processes confined to Chaff-Cutter, Thresher, Cane Crusher and Rice Huller. **This schedule shall also be applicable for separate PTW connection for registered Goshalas for load up to 5BHP having separate light and fan connection with the condition that such Gaushala - Cow shed shall not be used for commercial purpose. (Emphasis)***

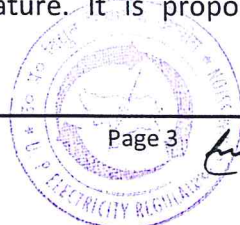
Unquote

7. All new connections under this category shall necessarily have the ISI marked energy efficient mono-bloc pump sets with capacitors of adequate rating to qualify for the supply. All existing pump sets shall be required to install capacitors of adequate rating.

Regarding Rate Schedule LMV-1:

8. The Places of Worship like Temples, Mosques, Gurudwaras, Churches are presently covered under LMV-1 rate schedule and the activities performed are purely religious and non-commercial in nature. It is proposed by the petitioners' for the kind

*[Signature]*



*[Signature]*

*[Signature]*





consideration that maths/rooms built at religious places are billed as per LMV-1 rate schedule for load up to 5kW.

9. The existing "Rate Schedule LMV-1", provides:

Quote

*"This schedule shall apply to:*

*Premises for residential / domestic purpose, Accommodation for Paying Guests for Domestic purpose (Excluding Guest Houses), Janata Service Connections, Kutir Jyoti Connections, Jhuggi / Hutments, Places of Worship (e.g. Temples, Mosques, Gurudwaras, Churches) and Electric Crematoria, Shelter Homes, orphanages, old age homes, Institutions run for mentally retarded and forsaken children.*

Unquote

In addition to the existing rate schedule the applicant has proposed amendment to the existing "Rate Schedule LMV-1" mentioned below as follows:

Quote

*Premises for residential / domestic purpose, Accommodation for Paying Guests for Domestic purpose (Excluding Guest Houses), Janata Service Connections, Kutir Jyoti Connections, Jhuggi / Hutments, Places of Worship (e.g. Temples, Mosques, Gurudwaras, Churches) **including short stay places at ashram or kutiya of Sadhu & Sant for load upto 5KW and place is not used for commercial purpose** and Electric Crematoria, Shelter Homes, orphanages, old age homes, Institutions run for mentally retarded and forsaken children."*

Unquote

The petitioners' prayers are as stated below:

Quote

- a) Amend 'Rate Schedule LMV-5' whereby registered Goshalas / Cow sheds are allowed a separate electricity connection in PTW category up to a load of 5 BHP in addition to the existing electricity connection for their daily purpose with the condition that such Gaushala - Cow shed shall not be used for commercial purpose.
- b) Amend Rate Schedule LMV-1, to include math / rooms built at religious places for catering the needs of followers / religious people for short stay places at ashram or kutiya of Sadhu & Sant for load up to 5KW and place is not used for commercial purpose.



c) *Issue any other order or direction which the Hon'ble Commission may deem fit in the facts and circumstances of the case.*

Unquote

The Commission held a hearing in the matter on October 04, 2018 wherein, the petitioners' reiterated their submissions as stated in the petition.

Mr. Avadesh Kumar Verma, during the hearing said that, in their proposal for maths / rooms built at religious places to be billed as per LMV-1 rate schedule for load up to 5kW, the same should be included for all religious places like mosques, church, Buddhist monasteries etc, to make it religion neutral.

Thereafter vide order dated October 12, 2018 the Commission directed the State Discoms to re-submit the proposal with more clarity and unambiguity. In response the petitioners' vide letter dated October 30, 2018, made the following submissions with respect to the proposed amendment /addition in the applicability of "Rate Schedule LMV-1"-:

Quote

***"Non-commercial places occupied by religious seekers involved in pursuit of spiritual enlightenment, irrespective of their religion, are also entitled in this category, for a maximum load upto 05 kW, subject to the condition that such non-commercial place shall have a valid registration/recognition from a charitable trust"***

*With the addition of above proposal the applicability of "Rate Schedule LMV-1 shall be read as under:*

***"Premises for residential/domestic purpose, Accommodation for Paying Guests for Domestic purpose (Excluding Guest Houses), Janata Service Connections, Kutir Jyoti Connections, Jhuggi/ Hutments, Places of Worship (e.g. Temples, Mosques, Gurudwaras, Churches) and Electric Crematoria, Shelter Homes, Orphanages, Old age homes. Institutions run for mentally retarded and forsaken children. Non-commercial places occupied by religious seekers involved in pursuit of spiritual enlightenment, irrespective of their religion, are also entitled in this category, for a maximum load upto 05 kW, subject to the condition that such non-commercial place shall have a valid registration/recognition from a charitable trust."***

*Further proposal for "Goshalas-Cowshed" shall remain same as proposed in original petition. Submitted for the consideration of Hon'ble Commission.*

Unquote



*Sharma*

*Signature*

*24*





The Commission again held a hearing in the matter on December 11, 2018. The Licensee reiterated their submissions made vide letter dated October 30, 2018, as stated above. Mr. Avadesh Kumar Verma also submitted that he had no objections on the same.

**Commission's Direction:**

The Commission approves the amendment / addition in the "Applicability" of Rate Schedules of LMV-1 and LMV-5 categories as detailed below:

**1. LMV-1:**

The existing clause in the rate schedule for LMV-1 is as follows:

Quote

RATE SCHEDULE LMV-1

**"1. APPLICABILITY**

*This schedule shall apply to:*

- a) *Premises for residential/domestic purpose, Accommodation for Paying Guests for Domestic purpose (Excluding Guest Houses), Janata Service Connections, Kutir Jyoti Connections, Jhuggi/ Hutments, Places of Worship (e.g. Temples, Mosques, Gurudwaras, Churches) and Electric Crematoria, Shelter Homes, Orphanages, Old age homes. Institutions run for mentally retarded and forsaken children.*
- b) .....
- .....

Unquote

The above existing clause in the rate schedule for LMV-1 may be read as shown below:

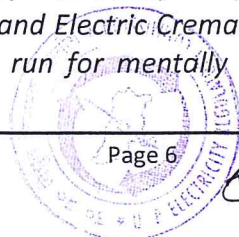
Quote

RATE SCHEDULE LMV-1

**"1. APPLICABILITY**

*This schedule shall apply to:*

- a) *Premises for residential/domestic purpose, Accommodation for Paying Guests for Domestic purpose (Excluding Guest Houses), Janata Service Connections, Kutir Jyoti Connections, Jhuggi/ Hutments, Places of Worship (e.g. Temples, Mosques, Gurudwaras, Churches) and Electric Crematoria, Shelter Homes, Orphanages, Old age homes. Institutions run for mentally retarded and forsaken children. **Non-***







*commercial places occupied by religious persons, of any religion, are also entitled in this category, for a maximum load up to 5 kW, subject to the condition that such non-commercial place shall have a valid registration/recognition from a charitable trust.....*

b) .....  
.....

Unquote

## 2. LMV-5:

The existing clause in the rate schedule for LMV-5 is as shown below:

Quote

RATE SCHEDULE LMV-5: SMALL POWER FOR PRIVATE TUBE WELLS / PUMPING SETS FOR IRRIGATION PURPOSES:

**"1. APPLICABILITY:**

*This schedule shall apply to all power consumers getting supply as per Rural / Urban Schedule for Private Tube-wells / Pumping Sets for irrigation purposes having a contracted load up to 25 BHP and for additional agricultural processes confined to Chaff-Cutter, Thresher, Cane Crusher and Rice Huller. All new connections under this category shall necessarily have the ISI marked energy efficient mono-bloc pump sets with capacitors of adequate rating to qualify for the supply. All existing pump sets shall be required to install capacitors of adequate rating.*

.....

Unquote

The above existing clause in the rate schedule for LMV-5 may be read as shown below:

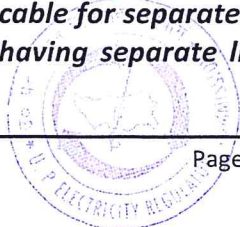
Quote

RATE SCHEDULE LMV-5: SMALL POWER FOR PRIVATE TUBE WELLS / PUMPING SETS FOR IRRIGATION PURPOSES:

**"1. APPLICABILITY:**

*This schedule shall apply to all power consumers getting supply as per Rural / Urban Schedule for Private Tube-wells / Pumping Sets for irrigation purposes having a contracted load up to 25 BHP and for additional agricultural processes confined to Chaff-Cutter, Thresher, Cane Crusher and Rice Huller. **This schedule shall also be applicable for separate PTW connection for registered Goshalas for load up to 5BHP having separate light and fan connection with the condition***

*Sharma*



*Sanjay*

*Lu*



*that such Gaushala - Cow shed shall not be used for commercial purpose. All new connections under this category shall necessarily have the ISI marked energy efficient mono-bloc pump sets with capacitors of adequate rating to qualify for the supply. All existing pump sets shall be required to install capacitors of adequate rating.*

.....

Unquote

The same should be incorporated in the Rate Schedule of the Tariff Orders for FY 2018-19 to be issued shortly.

The petition is disposed of.

(Kaushal Kishore Sharma)  
Member

(Suresh Kumar Agarwal)  
Member

(Raj Pratap Singh)  
Chairman

Place: Lucknow

Date: 12 December, 2018

