

Jayanti Das

OK

RTI and Social Activist
www.jayantidas.com

Speed post

Cuttack
24/3/21

TO The CEO, TPCODL
/ The Chairman cum Managing Director
Tata Power, Bombay House
24, Horni Mody Street
Mumbai - 400001

From

JAYANTI DAS

CHINTAMANI NIWAS
MAHAMADIA BAZAR
CHANDNI CHOWK
CUTTACK-753002

WPC PIL 35364/2020

Order dated 18/3/21 (Enclosed)

Regarding irregularities in Ujala
Bulb scheme, Power Theft, Load verification
forceful installation of digital meters
without any Policy guideline, Promotion of
Amazon through Tata Power and others.

Sir,

1. In compliance to the order passed
in WPC (PIL) 35364/2020 (copy annexed)
I am sending this written submission for
redressal of grievances expressed in the

- 2

With Petition which copy is already with your Counsel appeared in the Hon. Court. (copy enclosed)

2. It is also pertinent to mention that the said PIL is an uncontested case and although the counsels appeared before the Hon. Court they did not protest the allegations made in the case. (copy enclosed)

3. As the said PIL is regarding the Joint venture and a PPP project where both State and Private corporate sectors are involved it would have been better if you would have placed counter through your counsels as they have appeared. (copy enclosed)

4. The Representation dated 7/1/2019 and reply of CESC, MD (now Tata Power) dated 15/1/19 to Regional Manager, MP FES Ltd is still not complied and no action taken so far although more than 2 years have passed.

(The copy of 7/1/19 and 15/1/19 are with your counsels as annexures of writ petition WPC PIL 35364/2020)

5. You were silent on Paragraph (5.9) of the PIL regarding irregularities in installation of meter and checking of Load etc.

6. It is also seen that TPCOL agents are moving with digital meters with subagents who are into selling of the same meters on commission basis like it happened in

Usala bulbs, Tabe lights and ceiling fans sold by EES Company through CESU (now TPCOL) counters and manufactured by Philips India.

7. TPCOL has to provide the details of digital meters along with warranty, guarantee, Replacement Terms, name of manufacturer of the meter, copy of the MOU with State Govt as well as the other private companies providing meters etc for Transparent business doing in Odisha State in the interest of Odisha people.

8. Odisha people should not be hit by another scam of digital meter after Chit Fund, Usala bulb scam where it is clearly visible that

Officials and Offices of Odisha State Govt are taken into Confidence to Swindle the Public money in good faith.

9. It would have been wiser if the Ujala bulbs were sold in the Grocery shops existing by the Road side, so that People of Odisha would have thought twice before Purchasing but the master stroke was to SELL through CESU COUNTERS where people do not have to think as it is Odisha State Govt office and Probability of Cheating is ZERO.

10. It is a clear case of Cheating and back stabbing for people of Odisha where they were cheated on the ground of Trust for the Govt.

11. Pls refer to Para (5.9) of the PIL and give clarification about the Policy and guidelines for LOAD verification of the meters as every six month there is increase in floors, consumers, installation of electrical appliances and the same as old meter load is continuing in nexus with foot soldiers of TPCODL, (Previously CESU)

12. Refer to the Para (5.10) of P12 and provide clarification on massive power theft and burden is on Honest electricity bill payers,

13. There is prevailing Disproportionate electricity consumption by certain segment in the society of Cuttack city in specific and other parts of Odisha in general where earning power does not cope with the use of high gadget electrical appliances by the consumers where electric bill will be more than their monthly salary if paid as per law without taking the local electrical officers / linemen and local Panch committee into confidence.

TPCODL is liable to answer the issues as it is easy if it is checked by proper devices and Drones.

14. Sahi Pusa Committees should not be involved in collection of due electricity bills of the consumers.

15. TPCODL has not done proper due diligence of contingent liabilities before acquiring management control of CESU by purchase of 51% shares.

16. As Usala scheme was vouchered by CESU and Govt of Odisha, the burden is now on both of you as you have succeeded CESU for doing the

damage control by replacement of defective items sold by giving proper advertisement in media both electronic and print and citing reasons for non-replacement, closure of Wala counters as well as compensation to the consumers.

17. Refer to the grounds mentioned in PIL (number J, K, L) and clarify the issues raised.

18. Refer to the number L and M of the grounds of PIL and clarify that what measures, precautions, verifications done/taken by CESU/TPCODL to regularise the menace of Converting Commercial Units into domestic units in connivance

with line man, JE, SDO and other officials where massive loss to the State Exchequer in the form of Revenue done and gain to the black Sheeps,

It is pertinent to mention that such massive evasion of power can not be done individually without the physical and moral support of the electrical staffs both at lower and higher level.

19. It is a real case of Disproportional assets and it should be mandatory by TPCODL to declare the monthly/annual income and source in the Forms

by the Consumers to the TPCODL and declare their assets on affidavit.

20. There should be clear cut categorization of domestic/commercial consumers with proper guidelines.

21. Refer to the number (N) of grounds mentioned in the PIL where the issue of converting commercial units to Domestic units is explained where

the consumer runs shops like grocery, saloon, home tuition, tailoring, catering, pan shops, snacks, sweet shops, bakery, homeo clinics, motorcycle repairing, vegetable selling, mutton shops etc from their Home and Varandas of the Residence.

This menace of conversion
of commercial units into Domestic
units can only be handled by
"Videography" of the areas.

22. Another massive theft of Power
is done by the Land Lords
alongwith the Tenants where Submeters
are installed by local electricians and
unit rates are fixed by the Landlords
and it seem a parallel govt and Electrical
Sub station is running in gallis of
Cuttack city Specifically.

23. As the Land lords are using their House / Rooms / PG / etc for Commercial Purpose and Earning Income it should be charged Commercially and TP CODL is required to clarify that what is its Policy in this matter and how they are charging the Tenants and Land Lords in this booming business.

24. I am also enclosing copy of my E-mails dated 10/2/19, (2 Nos) and 2/3/19 in continuation to Representation dated 7/1/19. (copy enclosed)

25. It is very unfortunate to see that those E-mails are also uncontested and unrelied like your position in the PIL-35364/2020.

26. In my E-mail dated 10/2/19 I had mentioned about the offer which was unofficial and indecent proposal by a person having mobile 9040506153 to exchange only my bulbs which was not agreed.

So it seems the authorities are more interested in unofficial deals than resolving the matter lawfully.

27. TPCODL has also to clarify the issue of Promoting Amazon by giving incentives of Rs 150/- to its consumers through SMS and in such type of digital transaction what is the safety measure assured by TPCODL for the consumer in case of cyber crime needs to be notified.

28. TPCODL should explain and expose its MOU with Amazon in Public domain that what is the financial benefit for both TPCODL and State Govt (the Partners 51% + 49%) in such type financial arrangement Politics and why such Techniques are applied

to consumers of odisha Electricity department where the consumer is always at Risk if any untoward incident happens like in Chit Fund Scam in odisha and DQ Scam in Odisha where Cadre officers have grabbed the land allotted for war widows as per Hon. SC. guidelines. (List available in my website)

29. If the consumer pays through Amazon then he/she get 150/- benefit than how much Amazon is paying to ~~TPCODL~~ TPCODL and State Govt needs to be clarified.

30. TPCODL is also silent on the issue raised in number 'O' of grounds in the PIL where the conflict of interest is questioned where load verification and billing is done by their subordinate staff and by their cofraternity where there is every chance of Quid Pro Quo.

31. Nobody is above law and it should also appear to exist and such type of self assessment is not permissible.

32. The Load verification and meter reading of all electrical staff status from Top to bottom should be done by "court commissioners"

assisted by Independent Technically
Strong Personnel in the interest
of Justice.

33. It can be my next Player
in the Hon. Court for appointment
of Court Commissioners / Amicus Curie
as done in JICA / LRT case
in Cuttack city and other places
of Odisha where people will feel
Justice delivered specifically Honest Bill
Payers in the matter of Verification of
Electrical Staffs who are getting away with
Self assessment and Fraternity Day Scheme.

Jayanti Das

RTI and Social Activist
www.jayantidas.com

- 19 -

34. I have complied the Hon.
Court order in PIL 35364/2020
by sending you the representation
for redressal of serious irregularities
existing in the Electrical system
managed by you as TPCODL being
51% share holder of the company.

I request you to give counter
reply to all the issues raised in
the petition as well as in this representation
dated 24/3/21.

Thanking you.

Copy to: 1. Commissioner (Cum
Secretary)
Energy Dept, Odisha Govt
2. General Manager, TPCODL
BBSR
BBSR.

Yours faithfully
Jayanti Das.

DEFECTIVE LED BULBS


jayanti das <jayantidasorissa2012@gmail.com>

Sun, Feb 10, 2019, 11:59
AM

to atc, asahu, Saurabh, sdaorissa

Sir

Although about a month has passed inaction still prevails. It is a kind of cheating the customers by the government with the help of corporate sector in the name of some schemes which benefits both of you except the customer. The customer has to sit with fused bulbs for one year out of 3 years warranty. It is just like chit fund scam happened in Odisha.

Inaction is the best strategy to cover up the irregularities and corruption by the agencies by subscribing to political funding. It is cheating the customer, taking away their good money by corporate sector vouched by state government departments like CESU promoting Philips Ujala Bulbs in their bill collection centres, divisional offices and executive engineer's office (stadium road, biju patnaik chhak, ranihat, link road etc) and donate to political parties.

All the above mentioned CESU branches have washed their hands from these fused bulbs exchange scheme supplied by Philips which are of inferior quality which they have pushed to Odisha government under the UJALA scheme.

Enough is enough and UJALA scheme has already spread too much ujala in Odisha.

They give damn to your email asking ATR and my grievance redressal by them as no movement has started after one month in this matter.

Perhaps we have move the Hon'ble High court by a Writ petition because it is not only cheating the customer but it is a scam in the guise of government promoted scheme with nexus of corporate sector.

Immediately open exchange counter for the fused materials or refund the money as it is done in chit fund scam under the supervision of Hon'ble chit fund commission.

Jayanti Das

www.jayantidas.com.

jayant
i das

Sun, Feb 10, 2019, 12:12

----- Forwarded message ----- From: jayanti das <jayantidasorissa2012@gmail.com> Date: Sun,
Feb 10, 2019 at 11:59 AM Subject: DEFECTIVE LED BULBS To: <

jayanti das <jayantidasorissa2012@gmail.com>

Mon, Feb 18, 2019, 1:04
PM

to atc, asahu, Saurabh, sdaorissa, corpcomm.india

Sir

Please refer to the above email and telephonic discussion in the above matter on 10/02/2019, 13/02/2019 and 14/02/2019 from the mobile number 9040506153.

The person assured me to exchange the defective Philips LED bulbs under warranty of 3 years. On 14/02/2019 at around 12.30 at jobra/ biju patnaik chhak CESU office. He hesitated to mention or refer to my official complaint in a written format to dispose of the matter by exchanging the bulbs. As I insisted on official correspondence regarding the complaint he did not turn up. So it seems the authorities are more interested in unofficial dealings than resolving the matter lawfully.

Under the circumstances you are requested to open official exchange counters to replace the defective materials (Philips LED Ujala Bulbs) of the consumers who lawfully purchased the bulbs by hard earned money.

Stop appeasing the LIG segment by providing them free LED bulbs out of tax payer's money under some PEETHA/KALIA scheme to attract the vote bank at the cost of MIG tax paying segment.

Jayanti Das

GOVERNMENT ALLOWING CORPORATE TO CHEAT THE CUSTOMERS BY SUPPLYING THEIR DEFECTIVE PRODUCTS AT THE MARKET RATE VOUCHERED BY GOVERNMENT CREATED TRUST

jayanti das <jayantidasorissa2012@gmail.com>

**Sat, Mar 2, 2019, 10:26
AM**

to connect, corpcomm.india, atc, asahu, Saurabh, sdaorissa

Sir

Refer to my several letters and emails regarding above mentioned issue which is willfully, knowingly and deliberately not attended.

You are suggested to sort out the issue at the earliest.

**Why the grievances are not redressed is mentioned below-
Grey areas-**

- 1. 3 pillars of democracy are becoming defunct because of Discretionary Quota (DQ) availed by non deserving candidates by violating SC guidelines which are meant for martyrs and war widows.**
- 2. Government has done partnership with corporate sector to provide utility services to the consumers; so actually there is no forum for grievance redressal.**
- 3. Both government and corporate sector are reaping benefits from each other by subscribing to each other's financial needs ie funding political parties by corporate and government allowing corporate to cheat the customers by supplying their defective products at the market rate vouchered by Government created TRUST.**
- 4. Actually cheating has been done willfully to get financial benefits for each other.**
- 5. The customer is pushed to a long judicial process to get its lawful rights and the whirlpool is created by the unlawful DQ allotments which is violation of SC direction which is a serious threat to democracy.**

I think seriously we need the intervention of the Court.

Jayanti Das

www.jayantidas.com

W.P.(C) (PIL) No. 35364 of 2020

02.18.03.2021

1. Heard Mr. Bijaya Kumar Ragada, learned counsel for the Petitioner and Mr. J. Katikia, learned Additional Government Advocate for the State-Opposite Parties.

2. Leaving it open to the Petitioner to follow up on her representation dated 7th October, 2019 with the authorities, the writ petition is disposed of.

3. The interim order, if any, stands vacated.

(Dr. S. Muralidhar)
Chief Justice

(K.R. Mohapatra)
Judge

S.K.Jenai/PA

भारतीय डाक
India Post
E059990309503IN IVR:69799990309503
SP CUTTACK G.P.O. <753001>
Counter No:1,24/03/2021,12:58
To:THE GENERAL M.BHUBANESWAR
PIN:751022, Bhubanwar S.O
From:JAYAKHANTI DAS,CHINTAPPAHI NIBHAG
Wt:142gms
Amt:29.50(Cash)Tax:4.50
<Track on www.indiapost.gov.in>
<Dial 18002666668> <Wear Masks, Stay Safe>

भारतीय डाक
India Post
E059990309503IN IVR:69799990309503
SP CUTTACK G.P.O. <753001>
Counter No:1,24/03/2021,12:58
To:THE COMMISSIO.ENERGY DEPTT
PIN:751001, Bhubaneswar G.P.O.
From:JAYAKHANTI DAS,CHINTAPPAHI NIBHAG
Wt:140gms
Amt:29.50(Cash)Tax:4.50
<Track on www.indiapost.gov.in>
<Dial 18002666668> <Wear Masks, Stay Safe>

भारतीय डाक
India Post
E059990310801IN IVR:69799990310801
SP CUTTACK G.P.O. <753001>
Counter No:1,24/03/2021,12:58
To:THE CHAIRMAN ,MUMBAI
PIN:400001, Mumbai GPO
From:JAYAKHANTI DAS,CHINTAPPAHI NIBHAG
Wt:166gms
Amt:70.80(Cash)Tax:10.80
<Track on www.indiapost.gov.in>

WPC PIL 35364 OF 2020 DETAILS

**E-COURTS
HIGH COURTS OF INDIA**

**Orissa High Court
Back**

Orissa High Court

Case Details

Case Type: WP(C)

Filing Number: 35364/2020 Filing Date: 14-12-2020

Registration Number: 35364/2020 Registration Date: 15-12-2020

CNR Number: ODHC01-075486-2020

Case Status

First Hearing Date:

Decision Date: 18th March 2021

Case Status: CASE DISPOSED

Nature of Disposal: Uncontested--Disposed Off

**Coram: 3018DR. JUSTICE S. MURALIDHAR (CJ) , MR. JUSTICE K.R.MOHAPATRA Bench: Single
Bench State: ORISSA District: Cuttack Judicial: Civil Section Causelist Name: Causelist Taken on Board**

Petitioner and Advocate

1) JAYANTI DAS

**Advocate- M/S.BIJAYA KUMAR RAGADA, L.N.PATEL, H.K.MUDULI, M.SAHOOL.N.PATEL, H.K.MUDULI,
M.SAHOO**

Respondent and Advocate

1) STATE OF ODISHA

**Advocate - M/S.LALITENDU MISHRA, S.RATH, S.K.SINGH
2) TATA POWER CENTRAL ODISHA DISTRIBUTION LIMITED**

3) UNION OF INDIA

4) M.D., M/S ENERGY EFFICIENCY SERVICE LIMITED

5) THE EIC(E)-CUM-PCEI AND SDA(O), DEPT. OF ENERGY

Acts

Under Act(s)	Under Section(s)
CONSTITUTION OF INDIA, 1950	226

History of Case Hearing

Cause List Type	Judge	Business On Date	Hearing Date	Purpose of hearing
Supplementary(Daily)	DR. JUSTICE S. MURALIDHAR (CJ) , MR. JUSTICE B. P. ROUTRAY		18-03-2021	FRESH ADMISSION
	DR. JUSTICE S. MURALIDHAR (CJ) , MR. JUSTICE K.R.MOHAPATRA	18-03-2021		Disposed

Orders

Order Number	Judge	Order Date	Order Details
1	DR. JUSTICE S. MURALIDHAR (CJ),MR. JUSTICE K.R.MOHAPATRA	18-03-2021	View

Category Details

Category	LETTER PETITION & PIL MATTER (21)
----------	-------------------------------------

OBJECTION

Sr.No.	Scrutiny Date	OBJECTION	Compliance Date	Receipt Date
1	15-12-2020	All Objections are Complied	15-12-2020	--