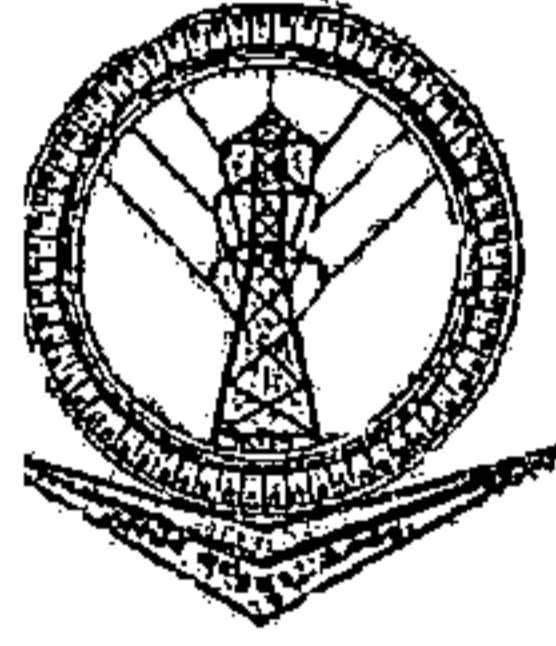


# **KARNATAKA ELECTRICITY BOARD**



**KEB RECOVERY OF DUES ACT 1976**  
**AND**  
**KEB RECOVERY OF DUES RULES 1978**

**With relevant Notifications**

**Upto 30th September 1982**

# KARNATAKA ELECTRICITY BOARD

## KARNATAKA ELECTRICITY BOARD

(RECOVERY OF DUES) ACT. 1976

## KARNATAKA ELECTRICITY BOARD

(RECOVERY OF DUES) RULES 1978

with relevant Notifications  
UPTO 30th SEPTEMBER 1982

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30-9-1982

## **Law & Parliamentary Affairs Secretariat**

*Notification No. LAW 56 LGN 74*

*BANGALORE, Dated 26-6-1976*

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Ordered that the KEB (Recovery of Dues) Act 1976, which received the assent of the Governor on the Twenty third day of June 1976 be published as Karnataka Act No. 51 of 1976 in the Karnataka Gazette for General information.

**KARNATAKA ACT No. 51 OF 1976**

(First published in the Karnataka Gazette Extraordinary on the Twenty sixth day of June 1976).

**THE KARNATAKA ELECTRICITY BOARD  
(RECOVERY OF DUES) ACT, 1976**

(Received the assent of the Governor on the Twenty third day of June 1976)

An act to provide for the expeditious recovery of certain sums due to the Karnataka Electricity Board.

Whereas, it is expedient to provide for the expeditious recovery of certain sums due to the K. E. B.

Be it enacted by the Karnataka State Legislature in the Twenty-seventh Year of the Republic of India as follows:-

1. Short Title : extent and commencement;  
(4) This Act may be called the K.E.B., (Recovery of Dues) Act 1976.

2. It extends to the whole of the State of Karnataka.

3. It shall come into force on such date as the State Government may by notification appoint.

2. Definitions : -In this Act unless the context otherwise requires

(1) "Board" means the K.E.B., constituted under section 5 of the Electricity (Supply) Act, 1948 (Central Act 54 of 1948).

(2) "dues" means any sum payable to the Board on account of :-

- (i) consumption of electrical energy supplied or
- (ii) any remuneration, rent or other charges for hire inspection, test, installation, connection, repairs, maintenance or removal of any electric meter, electric machinery, control, gear, fittings, wires or apparatus for lighting, heating, cooling or motive power or for any other purpose for which electricity can or may be used; or any industrial or agricultural machinery operated by electricity or

(iii) price of and such goods as aforesaid taken on loan but not returned ;

3. "debtor" means a person by whom any dues are payable .

4) "Prescribed authority" means any person authorised, whether by virtue of office or otherwise by the State Govt., by notification to perform the functions of the prescribed authority under this Act in and for such area, as may be specified in the notification.

3 Bills to state the date by which payments are to be made and consequences of non-payment:—

(1) Every bill for dues payable to the Board by a debtor shall be in the prescribed form and shall specify conspicuously the date by which such dues are to be paid.

(2) If the dues are not paid by such date the debtor shall be liable to pay in addition thereto such penalty, as may be prescribed, and such dues and penalty shall be recoverable along with the costs incurred in making such recovery, in the manner hereinafter laid down in this Act.

4. Notice of demand for dues and penalty not paid :—

Where the dues are not paid by a debtor by the date specified in the bill therefor, the prescribed authority may at any time serve or cause to be served upon him a notice of demand in the prescribed form, stating the name of the debtor, the amount payable by him on account of the various dues, penalty and the costs of recovery.

Explanation :—The sending of the notice by registered post shall be deemed to be sufficient service on the person concerned.

5. Suit to challenge liability to payment :—

Where a notice of demand has been served on, the debtor or his authorised agent under Section 4, he may, if he denies his liability to pay the dues, penalty or costs or any part of any of them, institute a suit within six months from the date of service of notice of demand, after depositing with the prescribed authority the aggregate amount specified in the notice of demand under protest in writing that he is not liable to pay the same. Subject to the result of such suit, the notice of demand shall be conclusive proof of the various dues, penalty and costs mentioned therein.

6. Recovery of dues, etc., if not paid :—(1) If the aggregate amount of the various dues, penalty and costs mentioned in the notice of demand served under Section 4 is not deposited with the prescribed authority within three months of the date of such service or such extended period as the prescribed authority may from time to time allow, the debtor shall be deemed to be in default in respect of such amount and the same shall be recoverable as an arrears of land revenue notwithstanding anything to the contrary contained in any other law or instrument or agreement.

(2) For the purpose of such recovery, the prescribed authority may forward to the deputy commissioner having jurisdiction a certificate under his signature in the prescribed form stating the

amount and details of the demand and the name and description of the debtor in default and the Deputy Commissioner shall on receipt of such certificate, proceed to recover from the debtor the amount of the demand as if it were an arrear of land revenue.

7. Power to make rules —(1) The State Government may, by notification and subject to the condition of previous publication make rules for carrying into effect the purpose of this Act

(2) Every rule made under this Act, shall be laid as soon as may be after it is made before each House of the State Legislature while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if before the expiry of the session in which it is so laid or the sessions immediately following, both Houses agree in making any modification in the rule or both Houses agree that rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under such rule.

By order and in the name of the  
Governor of Karnataka  
(Sd.-) M. L. RAMASWAMI,  
Draftsman Ex. Officio Jt. Secretary to  
Govt. & Dept. of Law & Parliamentary Affairs

COPY

(Sd/-)

For Additional Secretary KEB, Bangalore.

## GOVERNMENT OF KARNATAKA

No PWD 158 EEB 76

Karnataka Govt. Secretariat

Vidhana Soudha

Bangalore I-12-1978

## NOTIFICATION

Whereas draft of the Karnataka Electricity Board (Recovery of Dues) Rules, 1978 was published as required by sub-section (i) of Section 7 of the Karnataka Electricity Board (Recovery of dues) Act, 1976 (Karnataka Act No. 51 of 1976) in Notification PWD 158 LLB 76 dated 29th March 1978 in Part IV-2C(ii) of the Karnataka Gazette dated 6th April 1978 inviting objections and suggestions from persons likely to be affected thereby on or before 8th May 1978;

And whereas the said Gazette was made available to the public on 6th April 1978;

And whereas objections and suggestions received have been considered;

Now, therefore in exercise of the powers conferred by sub-section (1) of section 7 of the Karnataka Electricity Board (Recovery of dues) Act, 1976 (Karnataka Act 51 of 1976) the Government of Karnataka hereby make the following rules, namely ;—

1. *Title and commencement*;—(1) These rules may be called the Karnataka Electricity Board (Recovery of Dues) Rules, 1978.

(2) They shall come into force at once.



2 *Definition*: In these rules, unless the context otherwise requires;—

- (a) "Act" means, the Karnataka Electricity Board (Recovery of Dues) Act 1976 (Karnataka Act No. 51 of 1976);
- (b) "Form" means a form appended to these rules;
- (c) "section" means a section of the Act.

3. *Bill for dues*: (1) Every bill for dues payable to the Board by a debtor shall be in Form-A.

(2) If the debtor fails to pay the dues on or before the date specified in the bill he shall be liable to pay, in addition to the amount specified therein, a penalty of twenty percent of such dues.

4. *Notice of demand*: (1) The notice of demand under sub-section (1) of section 4 shall be in Form-B.

(2) Every such notice of demand shall be served on the debtor either in person or by sending it by registered post and if the debtor cannot be found, the notice may be served on any adult male member of the family of the debtor.

5. *Certificate under Section 6*: The certificate to be issued to the Deputy Commissioner under sub-section (2) of section 6 shall be in Form-C.

**F O R M 'A'**  
(See Rule 3)

To Name .....

Registered Address } .....

- a) RR No.....
- b) L.F. No.....
- c) Premises where the installation is situated  
.....
- d) Nature of installation/industry  
.....
- e) Tariff applicable.....

**BILL (INCLUDING ARREARS)**

Particulars	Amount	
	Rs.	P.
Amount due toward, power supply and miscellaneous charge as below:		
1. Arrears of electricity and other Charge outstanding to the end of.....19..... (details vide Annexure—I)		
2. Arrears of Electricity tax outstanding to the end of.....19..... (details vide Annexure—I)		
3. Amount of:		
a) Electrical consumption bill of the latest month Excluding tax		
4. Others (items mentioned in clauses (ii) and (iii) of sub-section (2) of section (2) to be specified)		
a).....		
b).....		
d).....		
Total (in words).....		

**THE LAST DATE FOR PAYMENT OF ABOVE DUES IS.....**

Place :  
Date :

**EXECUTIVE ENGINEER (ELECT.)**  
**KARNATAKA ELECTRICITY BOARD**

**F O R M 'B'**

(See Rule 4)

**NOTICE OF DEMAND**

To Name.....

Address.....

Registered Installation No.....

WHEREAS the Bill No..... dated..... has been issued to you for payment of a sum of Rs..... due to the Karnataka Elec. Board on or before..... and where as you have not paid the said dues within the prescribed time. Therefore you are liable to pay a penalty of..... percent on the amount due under sub-section (2) of Section 3 of the Karnataka Elec. Board (Recovery of Dues) Act, 1976 read with sub-rule (2) of rule 3 of the Karnataka Elec. Board (Recovery of Dues) 1978.

Hence you are hereby called upon by this notice of demand of pay a sum of Rs..... as detailed below :-

	Rs.	Pgs.
a) Bill amount	51	
b) Penalty at 20 per cent		
e) Costs of recovery		
<b>Total amount</b>		

You are hereby further informed that, in case you failed to deposit or pay the entire amount stated above i.e. Rs..... within three months from the date of service of this notice you will be deemed to be a defaulter in respect of such amount and the same will be recovered as an arrears of land revenue.

EXECUTIVE ENGINEER (Elec.)

## FORM 'C'

(See Rule 5)

Sri... .. Son of ... ..  
 residing at .....

.....  
 .....  
 .....  
 being a consumer of electrical energy supplied by the Karnataka Electricity Board is due a total sum of Rs .....  
 The said debtor has not paid the said sum in spite of a notice of demand issued to him (vide No ..... dated.....)

Therefore I hereby certify that the above said Sri.....  
 .....  
 is a defaulter in respect of the said amount and is recoverable as an arrear of land revenue under sub-section (2) of Section 6 of the Karnataka Electricity Board (Recovery of Dues Act, 1976.

Executive Engineer (Elec.)

By order & in the Name of the  
 Governor of Karnataka

(Sd./-) W. C. SHADAKSHAR DEV

Under Secretary to Government  
 Public Works & Elec. Department

To

The Compiler, Karnataka Gazette, Bangalore for publication in Part-IV of the Karnataka Gazette, and supplying 500 copies to the Public Works and Elec., Department.

Copy to :

The Secretary, K.E.B., Bangalore.

(Sd./-)

For Additional Secretary, KEB, Bangalore

## GOVERNMENT OF KARNATAKA

No. PWD 158 KEB 76

Karnataka Govt. Secretariat  
'Vidhana Soudha'  
Bangalore, 1-12-1978

## NOTIFICATION

In exercise of the powers conferred by section (4) of Section 2 of the Karnataka Electricity Board (Recovery of Dues) Act. 1976 (Karnataka Act. 51 of 1976) the Government of Karnataka hereby authorise the Officer specified in Column (2) of the table below to perform the functions of the prescribed Authority under the said Act in and for the areas specified in the corresponding column (3) thereof.

TABLE

Sl. No. 1	Prescribed Authority 2	Area 3
1	Executive Engineer (El) East Division.	1) Hosakote Tq. 2) Bangalore North Tq. Part 3) Devanahalli Tq. Part
30	Executive Engineer (El.) Davanagere	1) Davangere Tq. 2) Harihar Tq. 3) Jagalur Tq. 4) Chitradurga Tq. Part 5) Haranahalli Tq. 6) H B Halli Tq. 7) Haragalli Tq.

By order and in the name of the  
Governor of Karnataka

(Sd/-) W. C. SHADAKSHARA DEV

Under Secretary to Govt. Public Works &amp; Elec. Deptt.

To

The Compiler, Karnataka Gazette for Publication in  
Gazette and supply 500 copies to Government.

Copy to:

The Secretary, Karnataka Electricity Board, Bangalore.

(Sd/-)

For Addl. Secretary, KEB. Bangalore,

**GOVERNMENT OF KARNATAKA**

No. PWD 150 EEB 76

Karnataka Govt. Secretariat  
Vidhana Soudha  
Bangalore, 1-1-1979

**CORRIGENDUM**

In Government Notification of even No. ....  
dated 1-12-1978, in sub-rule (1) of Rule 4, read  
"Section 4" for "sub-section (1) of Section 4".

By order & in the name of the  
Governor of Karnataka  
(Sd.) W. C. SHADAKSHARA DEV  
Under Secretary to Government  
Public Works & Elect. Dept.

To

The Compiler, Karnataka Gazette for publication in  
Gazette and supply 25 copies to Government.

The Secretary, Karnataka Electricity Board,

Copy

(Sd.)

For Additional Secretary, KEB, Bangalore

## GOVERNMENT OF KARNATAKA

No. PWD EEB 76

Karnataka Govt. Secretariat

Vidhana Soudha

Bangalore, 21st June 1979

### NOTIFICATION

In exercise of the powers conferred by sub-section(3) of Section I of the Karnataka Electricity Board (Recovery of Dues) Act, 1976 (Karnataka Act No. 51 of 1976), the Government of Karnataka hereby appoints the 22nd day of June 1979 as the date on which the said Act shall come into force,

By order & in the name of the  
Governor of Karnataka

(Sd.) W. C. SHADAKSHARA DEV

Under Secretary to Government  
Public Works & Elec. Dept.

To

The Compiler, Karnataka Gazette, Bangalore, for publication in Part IV, Section 20 of the Karnataka Gazette and supplying 50 copies to Government.

Copy to:

The Secretary, Karnataka Elec. Board, Bangalore.

Copy

(Sd.)

For Additional Secretary, KEB, Bangalore

## GOVERNMENT OF KARNATAKA

No. PWD 158 EEB 76

Karnataka Govt. Secretariat

'Vidhana Soudha'

Bangalore, 17th Aug. 1981

## NOTIFICATION

WHEREAS draft of the Karnataka Electricity Board (Recovery of dues) Amendment Rules, 1981 was published as required by Sub-Section (1) of Section 7 of the K.E. Board (Recovery of dues) Act 1976 (Karnataka Act No. 51 of 1976) in Notification No. PWD 158 EEB 76 dated 9-3-1981 in Part IV 2C(i) of the Karnataka Gazette dated 19-3-1981 inviting objections and suggestions from persons likely to be affected thereby on or before 15-4-1981.

AND, WHEREAS the said Gazettee was made available to the Public on March, 1981.

AND, WHEREAS no objections/suggestion have been received, in exercise of the powers conferred by Sub-section (1) of Section 7 of the KEB (Recovery of dues) Act 1976 (Karnataka Act 51 of 1976) Government of Karnataka hereby make the following Rules further to amend the KEB (Recovery of dues) Rules, 1978 viz:—

1. *Title and commencement*: (1) These rules may be called the Karnataka Electricity Board (Recovery of dues) (Amendment) Rules, 1981

(2) They shall come into force at once.

2. *Amendment of Rule 3*: In sub-rule (2) of Rule 3 of the Karnataka Electricity Board (Recovery of Dues) Rules, 1976 (hereinafter referred to as the said Rules) for the word 'twenty' the word five shall be substituted

*Amendment of form B*: In Form 'B' appended to the said rules in second paragraph, for the figures '20' the figure '5' shall be substituted.

By order & in the name of the Governor of Karnataka

(Sd.) SURYANARAYAN

Under Secretary to Govt. Public Works & Elec.,, Dept

(Sd.)

For Additional Secretary, KEB, Bangalore

Copy



## GOVERNMENT OF KARNATAKA

No. PWD 158 EEB 76

Karnataka Govt. Secretariat

Vidhana Soudha

Bangalore, dated 30th April 1982

### NOTIFICATION

In exercise of the powers conferred by sub-section (4) of section 2 of the Karnataka Electricity Board (Recovery of Dues Act 1976 (Karnataka Act. 51 of 76) and in Supersession of Notification No. PWD 158 EEB 76 dated 1-12-1978, the Government of Karnataka hereby authorise the Executive Engineer, Electrical of the Karnataka Electricity Board to perform, the function of prescribed authority under the said Act in and for the areas coming under his jurisdiction.

By order & in the name of the  
Governor of Karnataka

(Sd.) R. SURYANARAYANA  
Under Secretary to Government  
Public Works & Electricity Deptt.

To

The Compiler, Karnataka Gazette, Bangalore, for  
Publication in the next issue.

Copy to : Secretary, Karnataka Elec. Board, Bangalore

(Copy)

(Sd.)

For Additional Secretary, KEB, Bangalore