

KSEB

Kerala State Electricity Board Limited

(Incorporated under the Companies Act, 1956)

Registered Office: Vidyuthi Bhavanam, Pattom,

Thiruvananthapuram - 695 004

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ABSTRACT

Cable drawal along the electric poles of KSEBL- request of M/s. Reliance Jio Infocomm Ltd to issue revised demand notice for pole rental for the extended period in the name of M/s. Jio Digital Fibre Pvt. Ltd.- Orders issued.

CORPORATE OFFICE (SBU-D)

B.O(FTD)No.46/ 2021(D(D&IT)/D5/Cable-Poles/2020-21/0003) Dated,Thiruvananthapuram 20 .01.2021

Read:

1. B.O.(FB)(Genl) No 443/2012 (DPCII/ Asianet-2/2011) dated 25.02.2012
2. G.O. (Ms.)No.05/15/PD dated 30.01.2015
3. B.O. (FTD)No.1756/2015 (D(D&S)/D5/GI/1942/2014) dated 20.07.2015
4. B.O. (FTD)No.2079/2015 (D(D&S)/D5/GI/1942/2014) dated 22.08.2015
5. B.O. (CMD)No.3246/2015 (D(D&S)/D5/GI/1942/2014) dated 29.12.2015
6. G.O. (Ms)No.11/2016/PD dated 27.04.2016
7. B.O. (CMD)No.1374/2016 (D(D&S)/D5/GI/1942/2016) dated 04.05.2016
8. Agreement No.07/ Reliance/18-19 dated 10.08.2018 executed between KSEB and Reliance Jio Infocomm Ltd.
9. Letter No. RJIL/KL/2019/KSEB/Pole/04 dated 03.06.2019 of M/s. Reliance Jio Infocomm Ltd. to the CMD, KSEBL
10. G.O.(Ms)No.12/2019/POWER dated 06.06.2019
11. B.O(FTD)No.743/2019(D(D&IT)/D5/Cable-Poles/2019-20/0003/)dated 10.10.2019
12. Invoice No.CE(DS)/GB/Jio-4G/2019 dated 22.10.2019 raised by the Chief Engineer, Distribution(South) to M/s. Reliance Jio Infocomm Ltd.
13. Letter no. RJIL/KL/2020/KSEB/Pole/03 dated 28.01.2020 of M/s. Reliance Jio Infocomm Ltd. to the Director(Distribution, IT & HRM)
14. G.O.(Ms)No.2/2020/POWER dated 15.04.2020
15. Note No.D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 28.07.2020 of the Director (Distribution, IT & HRM) to the Full Time Directors (Agenda Item no.15/8/20)
16. B.O(FTD)No.547/2020(D(D&IT)/D5/Cable-Poles/2019-20/0003/)dated 24.08.2020
17. Invoice No.CE(DS)/GB/JoP-4G/2020 dated 08.09.2020 raised by the Chief Engineer, Distribution(South) to M/s. Reliance Jio Infocomm Ltd.
18. Letter no.RJIL/KL-KSEB/2020-21 dated 24.09.2020 of M/s. Reliance Jio Infocomm Ltd. to the Chief Engineer, Distribution(South)
19. Letter No.CE(DS)/GB/JIO-4G/2019-20/764 dated 24.09.2020 of the Chief Engineer, Distribution (South) to the Director (Distribution, IT & HRM)
20. Letter No.D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 28.10.2020 of the Director(Distribution, IT & HRM) to M/s. Reliance Jio Infocomm Ltd.
21. Letter No.CE(DS)/GB/JoP-4G/2020 dated 11.11.2020 of the Chief Engineer, Distribution(South) to M/s. Reliance Jio Infocomm Ltd.

22. Letter No.D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 14.12.2020 of the Director(Distribution, IT & HRM) to Sri. John Mathai, Principal SCO, M/s. Reliance Jio Infocomm Ltd.
23. Letter No.D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 23.12.2020 of the Director(Distribution, IT & HRM) to Sri. John Mathai, Principal SCO, M/s. Reliance Jio Infocomm Ltd.
24. Letter No.D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 28.12.2020 of the Director(Distribution, IT & HRM) to Sri. John Mathai, Principal SCO, M/s. Reliance Jio Infocomm Ltd.
25. Letter No. Nil dated Nil of M/s. Reliance Jio Infocomm Ltd. to the Director(Distribution)
26. Note No. D(D&IT)/D5/Cable-Poles/2020-21/0003 dated 05.01.2021 of the Director(Distribution, IT & HRM) to the Full Time Directors (Agenda Item no.19/1/21)

ORDER

Invoice for an amount of Rs.1,41,54,751/- was issued by the Chief Engineer, Distribution(South) to M/s. Reliance Jio Infocomm Ltd., on account of the sanction period extension for cable drawal along 45,449 nos. of electric poles of KSEBL till 31.05.2021. M/s. Reliance Jio Infocomm Ltd., as per letter read as 18th above has requested for revision of demand note/Invoice for Rs.1,41,54,751/- and to issue demand notice in the name of Jio Digital Fibre Private Limited. A detailed clarification on the adopted pole rental computation methodology was given to M/s. Reliance Jio Infocomm Ltd. and it was informed that M/s. Reliance Jio Infocomm Ltd. is liable to pay the pole rent amounting to Rs.1,19,95,551/-+ applicable taxes (Rupees One Crore Nineteen Lakh Ninety Five Thousand Five Hundred and Fifty One plus applicable taxes), on account of sanction period extension granted and on failure of which KSEBL would be forced to issue directions to the field Officers to dismantle the cables drawn by M/s. Reliance Jio Infocomm Ltd. It was also intimated that the delay in payment will attract interest at applicable rates. Further intimation was given by the Chief Engineer, Distribution (South) for payment of the demanded amount as per letter read as 21st above and detailed clarification was again given to the representatives of M/s. Reliance Jio Infocomm Ltd. via a Google meet conducted on 27.11.2020 as per the request of M/s. Reliance Jio.

M/s. Reliance Jio Infocomm Ltd. vide mail dated 18.12.2020 has requested to issue demand notice in the name of Jio Digital Fibre Private Limited, Pukalakkattu Karyattu Towers, 2nd Floor, FC & A Department, Mamangalam, Palarivattom P.O., Cochin -682025 (GST No.32AAECJ4213B1ZD), Kerala. As per the letter read as 24th above, M/s. Reliance Jio Infocomm Ltd. was informed that the original invoice dated 08.09.2020 amounting to Rs.1,41,54,751/- is issued to M/s. Reliance Jio Infocomm Ltd. in whose name the agreement and all other communications are made and the issuance of a new invoice would lead to a change in the due date of payment which cannot be considered at the fag end of the contract period. Hence, it was intimated that the request for change of name will be considered immediately after the remittance of the dues. However they have not remitted the demanded amount even after the

expiry of 3 months and as per letter read as 25th above, M/s. Reliance Jio Infocomm Ltd. has once again requested to issue a revised Demand Notice in the name of Jio Digital Fibre Private Limited.

The matter was placed before the Full Time Directors as per note read as 26th above.

Having examined the matter in detail, the Full Time Directors in the meeting held on 07.01.2021, resolved to accept in principle the request of M/s. Reliance Jio Infocomm Ltd. for effecting the change of name and to initiate steps to effect the change in all the permissions/documents issued in connection with the drawal of cables over KSEBL poles, after the verification of the documents by Company Secretary and Senior Law Officer.

Further resolved to authorise the Chief Engineer, Distribution (South) to issue a revised demand in the name of M/s. Jio Digital Fibre Pvt Ltd.

Further resolved to issue the revised demand notice with 12% interest from the date of issue of original demand.

Orders are issued accordingly.

By Order of the Full Time Directors

Sd/-

Lekha G.
Company Secretary In Charge

To

1. The Chief Engineer, Distribution (South/ Central/ North/ North Malabar)
2. All Deputy Chief Engineers, Electrical Circles under South/Central/North/North Malabar Regions

Copy to:

1. The Chief Engineer (IT, CR & CAPs)
2. The TA to Chairman & Managing Director/ The TA to Director (Distribution, IT & HRM/ Transmission-System Operation & REES/ Generation-Electrical & Supply Chain Management/ Generation-Civil)
3. The Company Secretary
4. The RCAO/ECA, Vidyuthi Bhavanam, Pattom/ The Legal Liaison Officer
5. The PA to Director (Finance) / Senior C.A. to Secretary (Administration)
6. Fair Copy Section / Library / Stock File.

Forwarded / By Order

Lekha G. Dain

Assistant Executive Engineer