

Date of Admission. 02.7.2013.  
Date of decision. 31.08 .2013.

BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM  
AURANGABAD ZONE, AURANGABAD.

Case No. CGRF /AZ/U/456/2013/40

1. Shri Manohar Bhaurao Laghane,  
Plot No.16- J - Sector,Ns- 1,  
Devgiri Hills, Shivajinagar,Cidco ,  
Aurangabad

**COMPLAINANT.**

VERSUS.

1. Executive Engineer,( Adm.)  
Nodal Officer,  
O&M Urban Circle,  
MSEDCL, AURANGABAD.

**RESPONDENT.**

2. M/s GTL LTD.  
T-9 IT Park,  
MIDC, Chikalthana,  
Aurangabad.

**CORAM:**

Shri V.B.Mantri Chairperson

Shri V.S.Kabra Member.

Shri S.K.Narwade Member/Secretary

**REDRESSAL - DECISION**

The complainant is domestic consumer of respondent having consumer no. 490012546278.complainant has taken connection on 24/01/2011.He has paid electricity bills regularly since 24.01.2011 to

July2011.The respondent issued bill for Aug2011 adding Rs. 23844.16/- showing arrears of old consumer no.490012452281.The complainant has not paid the said bill, hence arrears are increased due to interest. The complainant filed his complaint to respondent several times in writing & orally. The respondent has not given response to resolve the grievance and threatened to disconnect the supply & disconnected supply in Dec2011. The complainant has paid Rs.3000/- & restored the supply.

The complainant filed his grievance before IGRC GTL. The IGRC has not redressed the grievance and dismissed the complaint. Therefore the complainant filed grievance before this Forum.

The respondent MSEDCL submitted in reply that, there was electricity connection at the same premises in the name of Shri Govind Dagduappa Kabade, having consumer no. 490012452281.The connection in name of Kabade was permanently disconnected in month of Jan2011.New connection in the name of Shri Manohar Bhaurao Laghane with consumer no.490012546278 was released in the same premises in Jan2011. Shri Laghane has misguided MSEDCL & taken new connection. Shri Laghane is liable to pay complete arrears along with interest on the premises.

The respondent GTL. Submitted in reply that, MSEDCL had clearly mentioned the amount debited in the month of Aug2011 pertains to permanently disconnected consumer bearing no.4900124522581 in the same premises hence the amount Rs.23844.16/- of old P.D. is added in the month of Aug2011 to the account of Shri Laghane. According to letter no. 3544 DT.

04/10/2011 from MSEDCL bill of previous consumer Shri Kabade is revised and credit of Rs.14757.71/- was given in the month of Nov 2011. The respondent GTL raised bills to the consumer as actual reading on meter. The consumer Shri Laghane is not paying bills regularly; he has made last payment of Rs.3000/- in Feb 2012.

The Forum heard both complaint & respondent and pursued with document brought before Forum. The respondent MSEDCL has submitted in reply that, Shri Laghane misguided & taken the new connection. The stand of MSEDCL cannot be justified since the previous connection is permanently disconnected in Jan.2011 & new connection is given to complainant Shri Laghane in the same month i.e. Jan.2011. The respondent MSEDCL has not brought to notice of complainant, the arrears of previous connection before release of new connection. The respondent MSEDCL has not due care to recover the arrears of old Conn. before giving new connection. The respondent has added the arrears Rs.23844.16/- in the month of Aug2011 i.e. after eight months. The complainant has paid bills regularly up to Aug2011. The complainant has stopped payments after of addition of old bill Rs.23844.16/-, thereby resulting in increase of bill due to interest. The respondent has revised the old bill of Rs.14757.71/-, after filing grievance by complainant. The respondent has taken delayed action for revision of old bill, the complaint could have paid the corrected bill Rs9086.45/- (23844.16-14757.71), before release of new connection. The complainant is also bound to pay the bill of Rs9086.45/- of previous connection in the same premises. Since new connection is taken in JAN2011 and old connection is also PD in same month. Therefore the disputed bill issued by the respondent for

sum of Rs.23844.16/- is to be set aside and complainant to pay Rs.9086.45/-.

The respondent MSEDCL has permanently disconnected the old connection & also given new connection in the month of Jan2011, hence respondent MSEDCL has to cost Rs.1500/- to complainant or adjusted in bills, for ignorance of previous arrears before release of new connection. The arrears of old Conn. are added without knowledge of complainant after eight months. Therefore, the interest & dpc charged since Aug 2011 onwards is to be withdrawn.

Therefore issues following order.

#### ORDER

1. The grievance of the complainant is hereby partly allowed.
2. The disputed bill issued by the respondent for of Rs.23844.16/- is Hereby set aside.
3. The complainant in its place pay the sum of Rs.9086.45/- within a Week from the date of the order.
4. There shall not be charge of DPC or INTEREST on current bills From Aug 2011 till the date of this order.
5. The respondent MSEDCL to pay costs of Rs.1500/- to the Complainant or get the said sum adjusted in the bills.

Sd/-  
( S.K.Narwade. )  
Member/Secretary

Sd/-  
( V.S. Kabra. )  
Member

Sd/-  
( V.B.Mantri. )  
Chairperson.