

ग्राहक गा-हाणे निवारण मंच
महाराष्ट्र राज्य विद्युत वितरण कंपनी मर्यादित
औरंगाबाद परिमंडळ, औरंगाबाद.

Old Power House Premises, Dr.Ambedkar Road, Aurangabad. Phone: 0240-2336172

Case No: CGRF /AZ /U /101 / 2008 / 22

Date:-

To,
The Executive Engineer (Administration)
O/O Superintending Engineer
O&M Urban Circle, M.S.E.D.C.L.,
Aurangabad.

Sub:- Forwarding of grievance in respect of Shri Prashant Dhanraj
Manwatkar, N-9, F2/2, Plot No.1, CIDCO,Aurangabad.
(Consumer No. 490012141189)

Dear Sir

Please find enclosed herewith a copy of the grievance application received by the Forum from Shri Prashant Dhanraj Manwatkar, N-9, F2/2, Plot No.1, CIDCO,Aurangabad.(Consumer No.490012141189)

You are requested to submit your reply on the grievance within 15 days from the date of this letter.

The hearing of the grievance is fixed on date 06.05.2008 at 11.30 Hrs.

You are also requested to be present along with the concerned in charge at the time of hearing.

Encl As above.

Copy to :
Shri Prashant Dhanraj Manwatkar,
N-9, F2/2, Plot No.1, CIDCO,
Aurangabad

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Old Power House Premises, Dr.Ambedkar Road, Aurangabad.

No,CGRF/AZ/U/101/2008/22/

Date :-

To,
The Executive Engineer (Administration)
O/O Superintending Engineer (O & M)
O&M Urban Circle, M.S.E.D.C.L.,
Aurangabad.

Sub: Postponement of hearing in Case No.
CGRF/AZ/U/101/2008/22, dated 15.04.2008

Ref:- 01) T.O.Letter No.CGRF/AZ//U/101/2008/22/ 124
Date. 15.04.08

Dear Sir,

With reference to the above subject, the hearing of the grievance in respect of **Shri Prashant Dhanraj Manwatkar**, N-9, F2/2, Plot No.1, CIDCO, Aurangabad.(Consumer No. 490012141189) is **postponed and the next date of hearing is fixed on dated 13.05.2008 at 12.30 Hours**

You are also requested to be present along with the concerned in charge at the time of hearing.

Member Secretary
CGRF (AZ) MSEDCL,
Aurangabad.

Copy to:-
Shri Prashant Dhanraj Manwatkar,
N-9, F2/2, Plot No.1, CIDCO,
Aurangabad.

For information and take a note change in hearing date and time.

BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM
AURANGABAD ZONE, AURANGABAD

Case No. CGRF/AZ/AUR/U /101/ 2008/22
Date of Filing: 15.04.2008
Date of Decision: 13. 06. 2008

Shri Prashant D.Manwatkar,
Plot No. F-02/2, N-9, CIDCO,
Aurangabad.
(Consumer No. 490012141189)

The Consumer Complainant.

V/s

Maharashtra State Electricity Distribution Co. Ltd.
Urban Circle, Aurangabad.

The Distribution Licensee.

Coram:

Shri V.A.Hambire	President
Shri H.A.Kapadia	Member
Shri V.G.Joshi	Member secretary

Sub:- Grievance under the Maharashtra Electricity Regulatory Commission, (Consumer Grievance Redressal Forum and Ombudsman) Regulations 2006.

The consumer complainant **Shri Prashant D. Manwatkar, Plot No. F-02/2, N-9, CIDCO, Aurangabad.**, has filed its grievance in Annexure "A" before this Forum on **15.04.08**, under Regulation No. 6.10 of the Regulations 2006. A copy of the grievance was forwarded on 15.04.2008 to the Nodal officer and Executive Engineer (Adm.) in the office of the Superintending Engineer, Urban Circle, Aurangabad with a request to furnish his response within (15) fifteen days from the date of receipt of the letter and the hearing in the matter was fixed on 06.05.2008.

Case No. 101/22
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The grievance of the consumer, as per consumer, is as stated below:

1. Consumer has taken electricity connection for the Residential purpose. The Distribution Licensee (hereinafter referred to as D.L.) issued him the electricity bills till June 2003 as per rates applicable for residential purpose. All the bills thereafter were issued as per rates applicable for commercial tariff. The consumer by way of application protested against the wrong tariff charge, however he has paid all the bills issued by the D.L. under protest. The consumer further contended that he has received a bill on 22.02.208 for Rs. 22130/- in which the consumption for the period February 2007 to December 2007 was charged on average basis and the rates are applied as per residential tariff. A consumer requested the Forum to direct the D.L. to revise and issue the bills for the period April 2004 to February 2007 as per residential tariff.
2. On the date of hearing i.e. 06.05.2008 consumer Shri Prashant D. Manwatkar was present. Nodal Officer, Shri S.G. Pawar, was present on behalf of D.L. Nodal Officer filed application for grant of time extension stating that the details of the case are not received by him from the concern Sub-Division. The consumer stated that he is ready to pay the bill immediately, if revised. Nodal Officer further requested the Forum to keep the next hearing on 27.05.2008. The Forum granted the request of the Nodal Officer, and directed the D.L. not to disconnect electricity supply of the consumer till final disposal of the case.
3. On 27.05.2008 both the parties were present. Nodal Officer filed his response on the grievance of the consumer. Nodal Officer in his reply stated that even though the connection is release to the consumer for residential purpose, during the period November 2004 to March 2007 the consumer was found using the electricity for commercial purpose and therefore the bills were issued accordingly. After receipt of consumer application and after inspection of the premises the tariff was again changed to residential. During the hearing, Forum asked the Nodal Officer to produce the inspection reports. On this the Nodal Officer requested the Forum to grant one week time extension to file same. The Forum, granting request of the Nodal officer kept the next hearing on 03.06.2008.

4. On 03.06.2008 both the parties were present. The Nodal Officer filed inspection report. The consumer stated that he has initially taken 3 Nos. electricity connection for residential flats and 12 Nos. of commercial shops in the same premises. He has surrender these connections and at present one residential and 2 Nos. of commercial connections are inexistence. The Forum on hearing both the sides , directed the consumer to file copies of the all the previous and existing connections in his names before 06.06.2008 and the matter was kept for decision.
5. On hearing both the parties and on going through the documents placed before the Forum , we observed that the consumer and one Shri Dilip Ganore has initially taken 12 Nos. of commercial connections and 3 Nos. of residential connections in their names. The details of connections in the name of consumer are as under.

Sr. No.	Name	Cons. No.	Category	Meter No.	Supply Date	Remark
1.	P.D.Manwatkar	03401	Comm.	32743	10.1.05	P.D.
2.	-----do-----	03362	Comm.	32739	10.1.05	P.D.
3.	-----do-----	03354	Comm.	32738	10.1.05	P.D.
4.	-----do-----	03346	Comm.	32277	10.105	P.D.
5.	----do-----	03338	Comm.	32269	10.1.05	P.D.
6.	----do-----	41189	Res.	46744	17.6.03	LIVE
7.	----do-----	03419	Res.	32274	10.1.05	P.D.

The premises of the consumer was inspected on 19.10.04 by the representative of the D.L. and from the survey report, filed in the Forum , in remark column , it is mentioned that the consumer is using electricity from the meter (consumer NO. 490012141189) for construction purpose. It appears that, based on this report, D.L. has issued bills to the consumer as per commercial tariff from the period Nov.2004 to March 07.

The consumer and Shri Dilip Ganore jointly filed an application on 18.12.07 and requested the D.L. to disconnect the electricity supply of 6 Nos. of commercial connection standing in the name of Shri Dilip Ganore and 6 Nos. of commercial connections standing in the name of consumer. From these it is clear that the commercial connections were in existence during the period 10.01.05 to 18.12.07.

In view of above observation, we have notice that consumer has taken separate commercial connections in his name on 10.01.2005. The action of D.L. of issuing bills on residential meter as per commercial tariff after 10.01.2005 is therefore incorrect and not accepted by the Forum. The consumer has not raised any objection during the period 17.6.03 to 10.01.05 on the bills issued by D.L. on his residential meter as per commercial tariff. The consumer has filed his first complaint with the D.L. by his application dt. 30.03.2007. The contention of the consumer is therefore partly accepted by the Forum, Hence the following order.

O R D E R

1. The bills issued by the Distribution Licensee as per commercial 19-10-204 tariff for the period June 2003 to 10.01.05 is correct.
2. All the bills issued based on commercial tariff , after 10.01.2005 are quashed.
3. The D.L.shall issue revised bills to the consumer within 30 days for the period 10.01.05 onwards as per residential tariff.

Inform the parties and close the case.

(H.A.Kapadia)
Member

(V.G.Joshi)
Member Secretary

(V.A.Hambire)
Chairman

ग्राहक गा-हाणे निवारण मंच
महाराष्ट्र राज्य विद्युत वितरण कंपनी मर्यादित
औरंगाबाद परिमंडळ.

जुने पावर हाऊस, पोलीस आयुक्तालयासमोर, डॉ.बाबासाहेब आंबेडकर रोड, औरंगाबाद.- ४३१ ००१

Case No. CGRF/AZ/AUR/U /101/ 2008/ 22/

Date:-

To,

1. The Executive Engineer (Adm.)
O/O Superintending Engineer
O & M , Urban Circle, M.S.E.D.C.L.
Aurangabad.
2. Shri Prashant D.Manwatkar,
Plot No.F-02/2, N-9, CIDCO,
Aurangabad.
(Consumer No. 490012141189)

Sub: Grievance in case No. CGRF/AZ/AUR/U/101 /2008/22
regarding electricity duty.

Please find enclosed herewith a copy of order passed by the Forum in the case mentioned above. The consumer, if not satisfied with the decision of the Forum , is at liberty to make a representation to the Electricity Ombudsman, the contact details of whom is as under, within a period of 60 days from the date of this order.

Yours Faithfully,

Encl: A/A
Contact Details of Electricity Ombudsman:
The Electricity Ombudsman
Maharashtra Electricity Regulatory Commission
606-608, Keshava Building
Bandra-Kurla Complex, Mumbai 400 051
Tel.No. 022-26590339

