

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

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

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No,CGRF/AZ/U / 220 / 2009 /54 /

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 Dean, MGM Medical  
College & Hospital, N-6, CIDCO, Aurangabad.  
(Consumer no. 490019040690)

Dear Sir,

Please find enclosed herewith a copy of the grievance  
application received by the Forum from Forwarding of grievance in  
respect of Dean, MGM Medical College & Hospital, N-6, CIDCO,  
Aurangabad.

The consumer has requested for passing an interim order for not to  
disconnect his supply on account of incorrect bill issued by Distribution  
Licensee.

You are requested to submit your para wise reply on the grievance  
at the time of hearing. The hearing in the matter will be held on  
16.06.2009 at 13= 30 Hrs.

Encl: As above

Member/Secretary  
CGRF(AZ) MSEDCL  
Aurangabad.

Copy to:-  
The Dean,  
MGM Medical  
College & Hospital,  
N-6, CIDCO,  
Aurangabad.

**BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM**  
**AURANGABAD ZONE, AURANGABAD**

( Case No. CGRF / AZ /AUR / U / 220 / 2009 / 54).

The Dean  
MGM Medical College & Hospital  
N-6, Cidco,  
Aurangabad.  
( Consumer No. 490019040690)

**Consumer Complainant.**

**V/s**

MAHARASHTRA STATE ELECTRICITY DISTRIBUTION  
COMPANY LTD. Urban Circle,Aurangabad.

**The Distribution Licensee**

**Date:- 20.06.2009**

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

**INTERIM ORDER**

The consumer has filed his grievance in the Forum regarding supplementary bill of Rs. 19,30,780/ issued by the Distribution Licensee ( hereinafter referred to as D.L.) and notice for payment of same before 11.6.09. The consumer contended that he has taken electricity supply for Hospital purpose and is paying the monthly bills regularly. The supplementary bill issued by the D.L. is for difference in amount due to change in tariff from HT-VI-C to HT-II C. The consumer further contended that as per agreement signed with the D.L. the applicable tariff is HT-1. The consumer filed his application on 2.6.09 with the Supdt. Engineer Urban circle, requesting him to withdraw the said supplementary bill, however as no response was received from D.L. authority , he filed this grievance in the Forum and requested the Forum to pass an interim order directing the D.L. not to disconnect his electricity supply on account of the said supplementary bill of Rs. 19,30,780/

The grievance of the consumer was admitted as per Regulation No. 6.5 of Maharashtra Electricity Regulatory Commission and registered in this office at Sr.No. 220/2009. The hearing on the application of the consumer for passing interim order was kept on 16.06.2009.

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On the date of hearing, i.e. on 16.06.09 , consumer representative Shri D.N. Pawar was present. Nodal Officer Shri S.G.Rathore was present on behalf of Distribution Licensee. Nodal officer filed his reply and stated that as per MERC tariff order, which came into effect from 1.6.08, all the hospitals, Hotels, Banks and organizations registered under Bombay Public Trust Act are categorized under HT-II Commercial category. Therefore the supplementary bill for difference of rate of previous tariff and HT-II commercial tariff is issued to the consumer and is correct. Shri D.N. Pawar, representing the consumer , stated that their average monthly bill is to the tune of Rs. 4-5 lacs and it very difficult to pay such huge amount . He also filed copy of the order passed by the Appellate authority in various appeals (appeal No.153, 154,155,156,157,158,159,161,164,166, 167,168, 170,177 & 178) of 2008 and stated that the said tariff is set aside and is remanded back to MERC for reconsideration.

On hearing both parties, and going through the record placed before us , we observed that the Hon'ble Commission has approved new tariff which came into force from 01.06.08. The consumer who are registered under Public Trust Act and were previously billed under different categories were now categorized into HT-II commercial category. On this categorization by Hon'ble Commission , many hospitals and organizations registered under Public Trust Act filed an appeal before the Hon'ble Appellate authority of Electricity. The appellate authority passed a common order and set aside the impugned order and the matter was remanded to Hon'ble M.E.R.C. for fresh reconsideration. However it is made clear in the said order that the said judgment would apply to the appellants only. The consumer M/S MGM is not a party in the said appeal and therefore the judgment passed by the appellate Tribunal for Electricity is not applicable to him. We further observed that the D.L. has categorized the consumer in HT-II Commercial category in the month of April 2009 instead of from June 2008 . The supplementary bill of Rs. 19.30,780/ , even though is as per new tariff order , is huge amount and will certainly affects the cash flow of any organization. Considering the fact that the consumer also falls in the appellant group ( Hospital Registered under Public Trust ) and considering the fact that the average bill of the consumer is about Rs. 5 lacs per month , we are of the opinion that consumer is liable to grant time period for payment of the supplementary bill and for filing appeal before appropriate authority, if desired. We therefore direct the Distribution Licensee to collect 30% amount of the supplementary bill along with regular monthly bill and not to disconnect the electricity supply of the consumer till disposal of the grievance filed before the Forum. The next date of hearing is kept ,as per request of the consumer is kept on 21.7.09

**( H.A.Kapadia )**  
**Member**

**( H.R.Shah )**  
**Member Secretary**

**( V.A.Hambire )**  
**Chairman**

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

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

No. Case No. CGRF/AZ/AUR/U /220/ 2009/54

Date:-

To,

1. The Dean,  
MGM Medical College,  
N-6, CIDCO ,  
Aurangabad.
2. The Executive Engineer (Adm.)  
O/O Superintending Engineer  
O & M , Urban Circle, M.S.E.D.C.L.  
Aurangabad.

Subject :- Grievance Case No.CGRF/AZ/AUR/U/220/2009/54

Dear Sir,

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.

Encl: As above

Copy to:-  
The Chief Engineer(AZ)  
MSEDCL,Aurangabad.

Member/Secretary,  
CGRF(AZ) MSEDCL,  
Aurangabad.

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)

