

**Consumer Grievance Redressal Forum
Maharashtra State Electricity Distribution Co. Ltd.
Bhandup Urban Zone, Bhandup**

Ref. No. Secretary/MSEDCL/CGRF/BNDUZ/

Date:

Case No. 214

Interim Order 02/09/2008

Hearing Dt. 18/10/2008

**In the matter of illegal and unauthorized act of disconnection of electric
meter**

Shri Ansari Mohd. Arham Fazlurehman

- Applicant

Vs.

MSEDCL (TPL) -Bhiwandi

- Opponent

Present during the hearing

A - On behalf of CGRF, Bhandup

- 1) Shri S.L. Kulkarni, Chairman, CGRF, Bhandup.
- 2) Shri S.B. Wahane, Member Secretary, CGRF, Bhandup.
- 3) Mrs. Manik P. Datar, Member, CGRF, Bhandup.

B - On behalf of consumer

- 1) Mr.Shakeel Ansari (Consumer Representative).
- 2) Shri Ansari Mohd. Arham Fazlurehman, consumer

C - On behalf of Utility.

- 1) Shri R.P. Choudhary, Nodal Officer, Bhiwandi
- 2) Shri Kele, Manager, M/s. Torrent Power Ltd.

ORDER

The applicant registered his case directly to CGRF as he was pleading that his electric supply is wrongfully disconnected and want Forum intervention for the reconnection. Both the parties were informed to attend a hearing to consider issuance of interim order (if required) to resume the supply. The hearing was accordingly fixed on 02/09/2008. The utility stated that the applicant is in heavy arrears of theft of energy. The utility has also given out of three installments in good will. Three installments even by accepting post dated cheques more over prima-facie this is a case of energy theft and we are insisting on his supply was resumed on 12/09/2008. However, it is observed that he is not punctual in payment of energy bills. Hence according to Law there are all possibilities of power disconnection in future.

Consumer in his written submission stated that TPL in it's inspection of consumer's meter there are some serious faults in the meter. However, he is not aware that any case is launched with the Police against him about alleged theft of power.

To reply this, the TPL submitted a copy of FIR to the Forum on 13/10/2008 with the copy of FIR to the consumer.

On perusal of FIR it is seen that it is based on the spot inspection report this FIR was filed on 11/10/2008. Now the matter is under police investigation. The FIR contains serious allegation of clear cut tapering of meter and also unauthorised use of excess load also the consumer has taken direct power supply by bypassing the cutout.

According to the provision contain in MERC (CGRF & Electricity Ombudsman) Regulation 2006, Regulation 6.8 (b) the case does not fall at this stage within the orbit of CGRF.

The case is therefore dismissed since out of jurisdiction of CGRF.

Both the parties being informed accordingly. No orders as to cost.

The order is issued under the seal of consumer Grievance Redressal Forum M.S.E.D.C. Ltd., Bhandup Urban Zone, Bhandup on

Note : 1) If Consumer is not satisfied with the decision, he may go in appeal within 60 days from date of receipt of this order to the Electricity Ombudsman in attached "Form B".

Address of the Ombudsman

The Electricity Ombudsman,
Maharashtra Electricity Regulatory Commission,
606, Keshav Building,
Bandra - Kurla Complex, Bandra (E),
Mumbai - 400 051.

2) If utility is not satisfied with order, it may go in appeal before the Hon. High Court within 60 days from receipt of the order.

MRS. M.P. DATAR
MEMBER
CGRF, BHANDUP

S.L. KULKARNI
CHAIRMAN
CGRF, BHANDUP

S.B. WAHANE
MEMBER SECRETARY
CGRF, BHANDUP