

MAHARASHTRA STATE ELECTRICITY BOARD

Consumer Grievance Redressal Forum

**In the Consumer Grievance Redressal Forum at M.S.E.B., Bhandup U
Zone,**

Vidyut, Bhandup

Case No. 04/04 of 2004 - 05 Hearing on 25/11/2004 and

10.12.2004

Date :

Complainant :

Mrs. Devendrakaur Saini,
65/1, Hindustan Chauk,
Mulund.
Malbar Hill Road, Mulund (E),
M U M B A I - 400 082.
New consumer

Utility :

Executive Engineer,
O&M Division,
MSEB, Mulund.

Mrs. Devendrakaur Saini made an application to this Forum, complaining that inspite of repeated request to the M.S.E.B., the electric supply to Shri Peramjeet Perdeshi & Shri V.C. Rajput staying in her premises are not discontinued. A report was obtained from the Executive Engineer, O&M Divn., Mulund. In his report, the Executive Engineer has stated that Perdesi and Rajput are the legal tenants of block No. 65/1 & had applied for electric connection and has also produced relevant papers. The Asstt. Engineer, MSEB released electric connection in respect of these two consumers after observing Boards all formalities & regulation. On 25/11/2004 all the members of the Consumer Redressal Grievance Forum and the Chairman were present. After giving patient hearing to the applicant, heard the Executive Engineer. Smt. Saini on this date has assured to produce number of documents on next hearing & next hearing was on 10th December 2004. She has produced various documents mentioned by her at the time of first hearing on 25/11/2004.

2. Smt Devendrakaur Saini has stated that after the death of her Mother, Smt Prem Kaur in the year 1994, She is the owner of the house and MSEB meter was also made in the name of Smt Devendrakumar Saini. Smt Devendrakumar Saini has made an application to MSEB on dated 10.5.2004 and also has brought number of applications made to the Executive Engineer, MSEB. Her main point of grievance is that her consent being the owner of the premises should have been obtained by the MSEB before releasing the connection. In the Electricity Act 2003, no where it has been stated that the consent of the owner is necessary. It is also seen from the records that one of the tenants is given connection by MSEB in the same premises. Subsequently it was found that he is not the owner but the tenant staying in the premises. Electricity connection was temporarily disconnected because of the wrong presentation of documents by Shri Rajput. Subsequently when applications were made to the MSEB authorities and when MSEB authorities were specified that both the Rajput & Pardeshi have the copy of the order dated 7.08.2002 passed by the Court of Small Causes, Bombay. It is evidently clear that both these applicants are the legal Tenants of the premises. In accordance to Section 43 (i) of Electricity Act, 2003, it is the duty of the utility to release the connection to the occupant or the owner of the premises if he has applied for and has fulfilled all the terms and conditions of the utility. It remains that Smt Saini wants to strengthen her case against both Shri Rajput and Shri Pardeshi by taking opinion of this Forum. We are not concerned with this dispute which is of civil nature. The Forum has come to the conclusion that both Shri Rajput as well as Shri Pardeshi are eligible to get separate electricity connection as they are the legal tenants. The application is therefore dismissed. Both the parties should be informed of this decision and the case is being closed.

(Sandeep Pasarkar)
Member
Consumer's Grievances
Rederssal Forum
Forum

(H.B. Soni)
Member Secretary
Consumer's Grievances
Rederssal Forum

(Pramod Mane)
Chairman
Consumer's Grievances
Rederssal