

MAHARASHTRA STATE ELECTRICITY BOARD  
Consumer Grievance Redressal Forum

In the Consumer Grievance Redressal Forum at MSEB, Bhandup Urban Zone,  
Vidyut, Gr.Floor, LBS Marg, Bhandup (W), Mumbai - 78.

Case No.08/04  
18.12.2004

Date:

Complainant :

UDAY NARAYAN SOPARKAR  
Soparkar House, 1<sup>st</sup> Floor,  
64, Radhoba Shankar Road,  
Lower Chendani, Thane (W) 400 601.

Utility :

Executive Engineer  
MSEB, Thane.

Shri Uday Narayan Soparkar has made an application in the prescribed form stating that MSEB has released electricity connection to his own brother Nitin Narayan Soparkar. It is his contention that as a matter of fact, MSEB should not have given electricity connection to Shri Nitin Narayan Soparkar as he(Shri Uday Narayan Soparkar) is the Karta in the Hindu Undivided Family. Hence notice was sent to Shri Uday Narayan Soparkar and Shri Nitin Narayan Soparkar & Executive Engineer, MSEB, Thane. Unfortunately may be because of the short time of the notice, Shri Nitin Narayan Soparkar could not remain present for the hearing on the date fixed for hearing i.e. on 18.12.2004. Shri Uday Narayan Soparkar was present and Executive Engineer, Shri Katekar remained present and the Chairman and all members of the Forum were present.

2. At the time of hearing, Shri Uday Narayan Soparkar has stated as follows:

He is the Karta in the Hindu Undivided Family and without his consent in the family and in the same ancestral house, a separate connection should not

have been given to Shri Nitin Narayan Soparkar. He has elaborately stated that his case was that the MSEB could not have given a separate connection to his own brother. While elaborating in details, of dispute in the family, Shri Uday N.Soparkar stated that there is a separate ration card and separate gas connection and also water connection.

3. The Executive Engineer has stated that there is no bar to give a separate connection in the same house as Shri Nitin N.Soparkar has completed all the formalities as required by the MSEB authorities to give the separate connection in the same premises in other name. Both the brothers are staying separately and as for practical purpose having separate gas connection, separate ration card and water connection which shows even though the houses is one, two Brothers are independently staying. Even for the convenience of both, it is better to have separate connection as that would not create dispute about sharing bill. By having a separate connection it is convenient for both the brothers as common electricity bill will create more dispute amongst them. The dispute between the brothers, seems to be of civil nature has been brought before this Forum. We are not concerned with the civil litigation amongst the brothers. It is evidently clear for the MSEB authorities in accordance with Section 43 (1) of Electricity Act, 2003 to give separate connection to the owner or occupant if applied for. The issue where Shri Uday N.Soparkar is the Karta in the family and no connection should be given to Shri Nitin N.Soparkar is not the concern of MSEB and in accordance with the Electricity Act, 2003 MSEB has given separate connection to Shri Nitin N.Soparkar. The case is therefore dismissed by the Forum.

(Sandeep Pasarkar)  
Member

(H.B. Soni)  
Member Secretary

(Pramod Mane)  
Chairman

Consumer's Grievances  
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Forum

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