



Consumer Grievance Redressal Forum, Kalyan Zone  
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301  
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No. **K/E/1142/1364 of 2016-17**

Date of Grievance : 03/03/2017

Date of order : 29/03/2017

Total days : 27

**IN THE MATTER CASE OF GRIEVANCE NO. K/E/1142/1364/2016-17 IN RESPECT OF M/S. E.S.ANDRANDES & CO. SAI SERVICE, H.NO.523, VARTAK COMPOUND, UMELA PHATA, VASAI (W), PIN CODE 401 202, REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN REGARDING BILLING DISPUTE.**

M/s. E.S.Andrandes & Co.,  
Sai Service, H. No. 523,  
Vartak compound, Umela Phata,  
Vasai (W), Pin Code -401 202.  
(Consumer No.001770058208)

.... (Hereafter referred as Consumer)

Versus

Maharashtra State Electricity Distribution  
Company Limited through its  
Nodal Officer,  
MSEDCL, Vasai Circle,

.... (Hereinafter referred as Licensee)

Appearance : For Consumer- Shri Prabhakar Sonawane-CR.

For Licensee - Shri R.B. Kadam - Nodal Officer.

[Quorum- Shri A.M.Garde-Chairperson, Shri L.N.Bade-Member Secretary and Mrs.S.A.Jamdar- Member (CPO)].

Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of Electricity Act 2003 (36/2003). Hereinafter for the sake of brevity referred as 'MERC'. This Consumer Grievance Redressal Forum has been established as per the notification issued by MERC i.e. "Maharashtra Electricity Regulatory Commission (Consumer Grievance

Redressal Forum & Ombudsman) Regulation 2006” to redress the grievances of consumers vide powers conferred on it by Section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as ‘Regulation’. Further the regulation has been made by MERC i.e. ‘Maharashtra Electricity Regulatory Commission. Hereinafter referred as ‘Supply Code’ for the sake of brevity. Even, regulation has been made by MERC i.e. ‘Maharashtra Electricity Regulatory Commission (Standards of Performance of Distribution Licensees, Period for Giving Supply & Determination of Compensation) Regulations, 2014.’ Hereinafter referred ‘SOP’ for the sake of convenience (Electricity Supply Code and other conditions of supply) Regulations 2014’.

2] This grievance is raised by consumer, objecting the plain recovery on account of flying squad detection. As we find from the submissions made, there was LT industrial connection taken by the consumer. Flying Squad detected commercial activity during the visit with the help of said connection as such the tariff was changed to commercial and arrears were calculated and the bill was tendered. The consumer disputed the bills and thereupon IGRC granted the relief and ultimately recovery for only two years from the date of detection was taken out and the bill was accordingly tendered to the consumer. The bill is challenged by the consumer in this grievance, though there are no legal grounds set out for the dispute. The prayer was only being made for some waiver on account of loss of business on account of demonetization policy of the Government. This Forum, therefore, has no power to grant relief on any of the grounds whatsoever. There was some discussion made, whether any installments can be granted but then, it revealed that it won't serve any

purpose because the interest would be added to the amount that remains in balance even though the installments were granted. The question of waiving interest was also discussed but then this Forum has no such powers, it is only for MSEDCL to consider the said request through its appropriate official. The consumer can approach the said officials if he so desires. No relief can be granted in this grievance.

Hence the order.

### ORDER

1] The grievance application of the consumer stands rejected.

Date: 29/03/2017.

(Mrs.S.A.Jamdar)  
Member  
CGRF, Kalyan

(L.N.Bade)  
Member Secretary  
CGRF, Kalyan.

(A.M.Garde)  
Chairperson  
CGRF, Kalyan.

### NOTE

a) The consumer if not satisfied, may file representation against this order before the Hon. Ombudsman within 60 days from the date of this order at the following address.

*“Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission, 606/608, Keshav Bldg, Bandra Kurla Complex, Mumbai 51”.*

b) Consumer, as per section 142 of the Electricity Act, 2003, can approach Hon. Maharashtra Electricity Regulatory Commission for non-compliance, part compliance or

c) delay in compliance of this decision issued under “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2003” at the following address:-

*“Maharashtra Electricity Regulatory Commission, 13th floor, World Trade Center, Cuffe Parade, Colaba, Mumbai 05”*

d) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.

