



Consumer Grievance Redressal Forum, Kalyan Zone
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301
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EE/CGRF/Kalyan/

Date of registration: 21/06/2017

Date of order : 14/07/2017

Total days : 24

IN THE MATTER OF GRIEVANCE NO. K/N/146/1456 OF 2017-2018 OF NANDKISHOR EDUCATION SOCIETY, ARPAN BLOOD BANK, BAL RUKMINI HOSPITAL, 2ND FLOOR, NEAR KALIAN RAILWAY STATION, KALIAN (W), PIN CODE 421 306, REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN ABOUT NEW CONNECTION.

Nandkishor Education Society,
Arpan Blood Bank,
Bal Rukmini Hospital,
2nd floor, near Kalyan Railway Station,
Kalian (W),
Pin Code-421 306.

... (Hereinafter referred as Consumer)

V/s.

Maharashtra State Electricity Distribution
Company Limited
Through it's Nodal Officer.
Kalyan Circle-I,

... (Hereinafter referred as Licensee)

Appearance : For Consumer – Mr. Sandip V. Tembhare- CR
For Licensee - Mr. Anil Aadhwad-Director and
Mr.V.D.Yadav-Addl.EE Kalyan-S/dn-I.

[Coram- Shri A.M.Garde-Chairperson, Shri A.P. Deshmukh-Member Secretary
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] Nandkishor Education Society conducts a blood bank under name “Arpan Blood Bank” on 2nd floor of Bal Rukmini Hospital, near Kalyan Railway Station, Kalyan (W). They seek a new electricity connection for power supply to the blood bank. They applied for the same on 22/11/16 which was rejected.

3] In reply the Licensee contended that the HT connection is given for the said premises in the name of the Commissioner KDMC, bearing consumer No. 020029013234 as such in view of MSEDCL Condition of Supply Regulation 2.2.5 second connection for the same purpose cannot be given.

4] We have heard both the parties and have perused the Regulation 2.2.5 of the MSEDCL Condition of Supply (formed on the basis of MERC Regulation), 2005. It is true that purpose for which new connection is sought is same, but the decisive question in this case is whether the existing connection of consumer No. 020029013234 is in the same premises so as to operate the bar of Regulation 2.2.5 of the MSEDCL Condition of Supply.

5] The applicant /prospective consumer pointed out that the said society is a distinct legal entity and has taken a part of the premises of the

hospital building on the 2nd floor on rental basis for conducting a blood bank there. A copy of the agreement renting out the premises of 2000 sq. ft. on the 2nd floor of the hospital building is produced. This being so the premises occupied by the blood bank is separate from the remaining hospital building and the same is in occupation of the applicant /consumer society. It cannot therefore be said that there is already an electric connection given to the premises, as such Regulation 2.2.5 of the MSEDCL Condition of Supply is not attracted to this grievance. Applicant/consumer is entitled for the new electric connection to their blood bank in the premises rented out to them.

6] Mr. Yadav Asst. Ex. Engineer appearing for Licensee submitted that even if new connection is to be granted to the applicant/consumer society, Licensee has to consider technical feasibility, and only then it can be granted. We have considered the said aspect.

Hence the order.

ORDER

1] Grievance application of the prospective consumer is hereby allowed.

2] The Licensee is directed to grant new electricity connection to the premises of the applicant / prospective consumer, Nandkishor Education Society admeasuring 2000 square feet on the 2nd floor of the Bal Rukmini Hospital, Kalyan (W) (Arpan Blood Bank) subject to technical feasibility and after following due procedure.

3] Compliance be made within 45 days and report be sent within 60 days from the date of receipt of this order.

Date: 14.07.2017.

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

(A.P.Deshmukh)
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.