

Consumer Grievance  Redressal Forum, Kalyan  
Zone

Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301  
Ph: – 2210707 & 2328283 Ext: - 122

**IN THE MATTER OF GRIEVANCE NO.K/N/010/0098 OF 07-08**  
**OF THE SHRI SUDHAKAR L JOSHI REGISTERED WITH**  
**CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN**  
**ZONE, KALYAN ABOUT RELEASE OF ELECTRIC**  
**CONNECTION.**

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Shri Sudhakar L Joshi  
Shop No. 19, Dattatraya Dham

(Here in after  
referred to

Shri Ganesh Mandir Road,

as consumer)

Manda - Titwala (E)

**Versus**

Maharashtra State Electricity Distribution  
Company Limited through its Assistant  
Engineer Construction Sub Division, Kalyan

(Here in after  
referred to  
as licensee)

1) Consumer Grievance Redressal Forum has been established under regulation of “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2006” to redress the grievances of consumers. This regulation has been made by the Maharashtra Electricity Regulatory Commission vide powers conformed on it by section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, 2003. (36 of 2003).

2) The consumer was a L.T. consumer of the licensee connected to their 415-volt network. Consumer was billed as per commercial tariff. The consumer registered grievance with the forum on dated 20/04/2007. The electricity bills stands in the name of Selling Josef Rebero but the premises belongs to Shri Sudhakar L. Joshi.

The details are as follows: -

Name of the consumer: - *Selling Josef Rebero*

*Address on electricity bill: - As above*

*Consumer No: - 020110039787*

*Reason of dispute:- About release of electric connection.*

3) The batch of papers containing above grievance was sent by Forum vide letter No. 940 dated 20/04/2007 to Nodal Officer of licensee. The letter was replied vide letter No. 447 dated 11/05/2007.

- 4) All three members of the forum heard both the parties on 14/05/2007. Shri Sudhakar L Joshi representing consumer and Shri M. S. N. Murthy Nodal Officer, Shri V. Y. Kamble Assistant Engineer representing licensee-attended hearing.
- 5) It is seen from the papers submitted by consumer that Shri Sudhakar Laxman Joshi and Mrs. Anjali Sudhakar Joshi purchased shop No 19 in the Dattatraya Dham ground floor in D Wing, Tal Kalyan measuring 235 square feet at a cost of Rs 2,10,335 from the builder M/s. Kunal Builders and Developers vide agreement for sale executed on 11<sup>th</sup> day of May 2000. As per clause no.15 e of the said agreement Shri Sudhakar Laxman Joshi and Mrs. Anjali S. Joshi were supposed to deposit Rs.5000/- with M/s. Kunal Builders and Developers for electric meter connection and water connection. The electric bill of the said premises, however, stands in the name of Shri Selling Josef Rebero from March 2000 onwards. The consumer approached the licensee vide his letter 26<sup>th</sup> June 2006 disputing the bill of Rs 54,040/- raised by the licensee for 64.35% slow running of meter & for disconnecting electric supply for non payment of above said bill.
- 6) Licensee submitted a copy of reply sent to consumer vide letter dated 03/07/2006 in reply to consumer's letter of 26/06/2006. Licensee in the said letter of 03/07/2006 stated that the meter No. 8000014123 was tested by their Quality Control Unit on 03/03/2006 and found to be slow by 64.35%. The meter was again tested in their laboratory on 28/03/2006 and was found to

be 64% slow. The slow running of meter was due to looping of incoming and outgoing terminal by wire. Thus the meter was found tempered. Licensee also submitted inspection report dated 28/03/2006 indicating that the case falls under the scope of Section 135 of Electricity Act, 2003. Licensee also vide letter No 447 dated 11/05/2007 submitted that the case is being filed in the court for theft of energy as per Section 135 of Electricity Act 2003, and as such this matter does not come under purview of CGRF. Nodal Officer made submission that they would consider withdrawing processing of criminal case against the consumer in the Court of Law provided the consumer pays the bill amount raised by the licensee and compounding charges as per provision contained in Section 152 of Electricity Act, 2003. Nodal Officer also made submission that they would reconnect the supply of the consumer immediately after receipt of payment as mentioned above.

- 7) On study of above letter & inspection report dated 28.03.06, CGRF agrees with the view of licensee and as such the case is disposed of, as it does not come under the purview of CGRF.
- 8) No order is passed by CGRF.
- 9) Consumer can file appeal against this decision with the Ombudsman at the following address.

Maharashtra Electricity Regulatory Commission, 606/608,  
Keshav Building, Bandra Kurla Complex, Mumbai 51

Appeal can be filed within 60 days from the date of this order.

**Date: - 17/05/2007**

**(Sau V. V. Kelkar)**

**Member**

**CGRF Kalyan**

**(I. Q. Najam)**

**Chair person**

**CGRF Kalyan**

**(D. B. Nitnaware)**

**Member Secretary**

**CGRF Kalyan**