

CONSUMER GRIEVANCE REDRESSAL FORUM

NAGPUR ZONE (RURAL) M. S. E. D. C. L.

Plot No.12, Shrikrupa, Vijaynagar, Chhaoni,

NAGPUR – 440 013

SHRI V.R.Khobragade,IAS(Retd)
Chairman

PH.(R)2457651(M)9923136412 (O) 0712- 2022198

Shri M.G.Deodhar,
Member

(M)9422805325

NO. CGRF/NZ/R/

Date :

Certified copy of order dtd 5th March,2009 in Case No. 77/2009 is enclosed herewith.

Member-Secy/ Exe.Engineer,
C.G.R.F.(NZ-R)MSEDCL
N A G P U R

Copy to:-

1. Shri Prafulla Subhashrao Nasare,,at-Morshi, Post-Thanegaon, Tah-Karanja(Ghadge)
Dist-Wardha.
2. The Chief Engineer,Nagpur Zone (Rural)MSEDCL, Vidyut Bhavan,Katol Road, Nagpur.
3. The Exe.Engineer/N.O., O&M Circle Office, MSEDCL.Wardha, --
4. The E.E.,C.C.O&M Dn., MSEDCL, Arvi.for information and necessary action.

Address of **the Electricity Ombudsman** is given as below.

Office of - **The Electricity Ombudsman,**

Maharashtra Electricity Regulatory Commission,
606-608, Keshava Building,
Bandra-Kurla complex,
MUMBAI- 400 051

TEL.- 022 - 26592965 (Direct)
022 - 26590339 (Office)

**BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM
M. S. ELECTRICITY DISTRIBUTION CO.LTD.**

(NAGPUR ZONE – RURAL) NAGPUR.

Application/Case No. CGRF/NZ/Rural/ **77** of 2009

Applicant : Shri Prafulla Subhashrao Nasare,,at-Morshi, Post-Thanegaon,
Tah-Karanja(Ghadge), Dist-Wardha.

-- VS --

Non-applicant : 1.Executive Engineer/Nodal Officer, I.G.R.C,
Circle Office,M.S.E.D.C.L., Wardha.
2.Executive Engineer,C.C.O&M Dn., M.S.E.D.C.L., Arvi.

Present : 1.Shri V.R.Khobragade,Chairman
2.Shri M.G.Deodhar,Member
3.Shri D.K.Choudhari,Member/Secy.

Appearance. : 1. Shri Subhash Shivrj Nasare,
Appeared for Applicant.

1. Shri M.B.Dhabarde,AE.
For Non-Applicants.

ORDER

(Passed this 5th day of March,2009)
(Per Shri V.R. Khobragade, CHAIRMAN)

1. One Shri Nagose, Representative of Shri Prafulla S Nasare, R/O Morshi (hereinafter referred to 'Applicant') filed an application before this Forum in schedule form 'A' as per MERC (CGRF&EO) Regulations,2006 (hereinafter called the 'Regulations')on 13/1/2009 being no communication by IGRC,Wardha in connection with application filed before IGRC, Wardha.
2. After receipt of his application, the Forum issued acknowledgement to Applicant, called parawise comments of the non-applicants(hereinafter called 'DL'/'NA'), a copy of the parawise comments was sent to the Applicant, issued notices to both the parties, finally heard both the parties on 16/2/2009. Forum thus, offered a fair, reasonable and adequate opportunity to both the parties for submission of their say in the matter.
3. Shri M.B.Dhabarde,A.E. represented the case for company. He reiterated the same points as mentioned in the parawise comments submitted to the Forum.

4. On the date of hearing one Shri Subhash Nasare appeared on behalf of Applicant. Shri Dewase, representative of Prafulla Nasare did not appear nor he did any communication to Forum for his absence. Shri Subhash Nasare was heard. During the course of hearing it has been come to the notice of Forum that Applicant Shri Prafulla Nasare is a minor one . Shri S.S.Nasare was made appraisal of legal position.

On perusal of 7/12 of survey No.2 of village Morshi in Karanja tahsil reveals that Shri Prafulla Nasare is a minor one and entry of his father Subhash Nasare is taken as a minor guardian. As per legal provision minor has no legal standing to file an application unless he attains majority. In the instant case Prafulla Nasare has not attained majority and is, therefore, no right to approach to either Cell or Forum. He has however right to knock door of cell or Forum through his guardian.

5. The original application filed before company made under signature of minor Prafulla. Application made to IGRC, Wardha was also filed under signature of minor Prafulla. This is on contravention of legal position. It is, however, made clear that Shri Subhash Nasare who is minor guardian of Prafulla loses no right either to approach to Cell or Forum as per procedure prescribed.
6. With the above observations, the Forum unanimously pass the following order.

-: ORDER :-

1. The application is not maintainable and thus rejected.
2. Parties to bear their own cost.
3. Parties be informed accordingly.

SD/
(V.R.KHOBRADE)
CHAIRMAN

SD/
(M.G.DEODHAR)
MEMBER

SD/
(D.K.CHOUDHARI)
MEMBER/SECY

CONSUMER GRIEVANCE REDRESSAL FORUM
M.S.E.D.C.L.(NAGPUR ZONE – RURAL)NAGPUR

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