

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. 79/2009 is
enclosed herewith.**

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

Copy to:-

1. Shri Rupchand Vithoba Dhavale, At & Post- Nara, 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/ **79** of 2009

Applicant : Shri Rupchand Vithoba Dhavale, At & Post- Nara,
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 Rupchand Dhavale,
Applicant present.

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

ORDER

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

1. Being aggrieved with the order passed by IGRC, Wardha dtd. Nil applicant presented his application to Forum through his representative Shri Nagorao Dewase requesting to set aside order passed by IGRC and grant claim of compensation as mentioned in application in form schedule 'A'.
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 26/2/2009. Forum thus, offered a fair, reasonable and adequate opportunity to both the parties for submission of their say in the matter.

3. The matter in brief is that the Applicant applied to company on 6/8/2007 for grant of power connection to his agricultural pump and paid requisite amount toward demand note on 19/12/2007 and followed by submission of test report on 20/12/2007. On completion of all formalities by Applicant no power connection has been given to his agricultural pump and therefore he requested Forum to set aside the order of IGRC and grant compensation as mentioned in the application filed before the Forum.
4. On the date of hearing, both the parties were present. Applicant Shri Rupchand Dhavale was present in person and Shri M.B.Dhabarde, A.E. represented the case for Non-applicants. Both the parties reiterated the same points as mentioned in the application and parawise comments submitted by them. The application was sent to JE for spot inspection on 20/8/2007 and sport survey report was submitted to A.E.Karanja on 7/12/2007. On this count J.E. has delayed the matter for 13 weeks and he is held responsible for delay and will pay compensation of Rs. 1300/- to the Applicant. Applicant paid for demand note on 19/12/2007 in compliance with the letter issued by A.E., Karanja on 17/12/2007. No delay is seen on the part of A.E. The Applicant furnished test report on 20/12/2007. No power connection has been given to agricultural pump of Applicant from 20/12/2007 till filing application to Forum. Reason putforth by non-applicants that Company is not responsible for delay is not convincing, since the Applicant applied to company, paid amount towards demand note to company, he is not a party to the proceedings of turn key contract. Company is, therefore, held responsible for delay in giving connection to agricultural pump. This delay comes to Rs. 5200/- and, therefore, concerned officials in default shall pay Rs. 5200/- to the Applicant within 3 months from the date of receipt of this order. As regards excessive amount towards demand note a refund of Rs. 1200/- is to be paid to Applicant. Company is directed to pay compensation to Applicant in accordance with Sec. 4.2 till power connection is given to the Applicant's

agricultural pump and provide power connection by the end of March,2009 as promised on the date of hearing.

5. With the above observations, the Forum unanimously pass the following order.

-: ORDER :-

1. The application is allowed.
 2. Compensation of Rs. 1300/- shall be recovered from concerned JE and paid to Applicant.
 3. Compensation of Rs. 5200/- shall be recovered from concerned officials and paid to Applicant.
 4. Excessive amount of Rs. 1200/- is to be refunded to the Applicant.
 5. Applicant is entitled to get compensation till he gets electric connection.
 6. No order to costs.
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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