

**Maharashtra State Electricity Distribution Co. Ltd.'s
Consumer Grievance Redressal Forum
Nagpur Zone, Nagpur**

Case No. CGRF(NZ)/35/2017

Applicant : Shri Arun M.Kalwade
At.Po.Allipur, Tq.Hinganghat
Dist. Wardha.

Non-applicant : Nodal Officer,
The Executive Engineer,
O&M Division,MSEDCL,
Hinganghat.

Appellant's representative :- Shri Betal,

Respondent by 1) Shri Pawade,EE, O&M Division,MSEDCL, Hinganghat
2) Shri Awachat,Dy.E.E., Hinganghat S/Dn.

Quorum Present : 1) Shri Shivajirao S. Patil,
Chairman.

2) Shri N.V.Bansod
Member

3) Mrs. V.N.Parihar,
Member, Secretary

ORDER PASSED ON 07.04.2017.

1. The Applicant filed present grievance application before this Forum on 06.03.2017 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as said Regulations).

2. Applicant's case in brief is that he applied for agricultural connection on 20.02.2014, demand is issued on 10-07-2015 and amount of demand was paid on

10-07-2015. Test report was submitted on 28-10-2016 but uptill now supply is not release. Therefore applicant claimed compensation according to MERC's SOP Regulation.

3. Non-applicant denied the applicant's case by filling reply dated 23.03.2017. It is submitted that applicant filed application for agricultural connection in A-1 form on 20-02-2014. Demand was issued on 22-06-2015 and it was sent by post. Amount of demand was paid on 10-07-2015. Test report is given on 28-10-2016. It is necessary to install 63 kVA transformer, 0.42 km HT line and 0.48 km LT line. Infrastructure and installation of Sub-station is necessary. Therefore according to MERC's SOP Regulation 2014 Regulation 4.9 period for releasing the supply is stipulated for one year. Test report is submitted on 28-10-2016. Therefore period of one year will complete in future on 28-10-2017. It is premature application for release of supply and for compensation for delay in release of supply.

4. Forum heard arguments of both the side and perused record.

5. According to non-applicant demand was sent by post on 22-06-2015 but no postal evidence is produce by MSEDCL. Therefore we hold that demand is issued on 10-07-2015. Infrastructure is not ready therefore period for issuing demand in Rural area is 30 days therefore there is delay in issuing demand for the period 23-03-2014 to 09-07-2015 and applicant is entitled for compensation according to MERC's SOP Regulation 2014.

6. So far as release of connection is concerned, it is a premature case because admittedly test report is submitted on 28-10-2016. Infrastructure is not ready. It is necessary to install 63 kVA transformer, 0.42 km HT line and 0.48 km LT line. Therefore according to Regulation 4.9 of MERC's SOP Regulation 2014. Stipulated time to release the supply is one year from completion of necessary formalities. Necessary formalities

are completed on 28-10-2016 by submitting test report therefore MSEDCL can release the supply within one year i.e. on or before 28-10-2016 but present grievance application for release of supply and for compensation for late release of supply is filed on 06-03-2017. Therefore it is premature case. It is desirous that applicant and likeminded persons shall not file premature cases in future otherwise forum may recover compensation from applicant for giving unnecessary harassment to Officers of MSEDCL. Therefore no direction can be issued for release of supply and for compensation for delay in releasing the supply.

7. Hence forum proceed to pass the following order.

ORDER

1. Grievance application is partly allowed.
2. Non-applicant is directed to pay compensation to the applicant for delay in issuing demand for the period 23-03-2014 to 09-07-2015 according to MERC's SOP Regulation 2014.
3. Application for direction to release the connection so also to claim compensation for delay in releasing the supply is premature therefore rejected.
4. Applicant and other likeminded people are directed to take a serious note and not to file bogus and premature cases before expiry of stipulated time given in MERC's SOP Regulations otherwise forum may impose compensation against such applicants for filing premature cases to give unnecessary harassment to Officers of MSEDCL.
5. Non-applicant is directed to comply within 30 days from the date of this order.

Sd/-
(N.V.Bansod)
MEMBER

sd/-
(Mrs.V.N.Parihar)
MEMBER/SECRETARY

sd/-
(Shivajirao S. Patil),
CHAIRMAN

