

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

Case No. CGRF(NZ)/38/2017

Applicant : Shri Samir R.Dive
At.Po.Daroda, 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 16.07.2015. Demand was issued on 04-12-2015. Demand was paid on 16-12-2015.

Applicant has no knowledge on what date he submitted test report. He did not produce copy of the test report on record. Supply is released. Applicant claimed compensation for delay 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 submitted A-1 form application on 29-10-2015. Date of demand and date of payment is not disputed. MSEDCL received test report from the Agency in February-2017. Supply was released on 22-03-2017 within 90 days. It was necessary to install 0.42 km LT line. Application deserves to be dismissed.

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

5. Applicant did not produce copy of the A-1 form on record to prove date of application. On the contrary non-applicant produced copy of A-1 form of the applicant and on this A-1 form specific date 29-10-2015 is written. In demand note dated 04-12-2015 also date on A-1 form is given as 29-10-2015. Therefore we hold that applicant submitted A-1 form on 29-10-2015 and not on 16-07-2015. Infrastructure was not ready. Therefore period for issuing demand is 30 days. Demand is issued on 04-12-2015. Therefore there was delay in issuing demand for the period 30-11-2015 to 03-12-2015 and applicant is entitled for compensation according to MERC's SOP Regulation.

6. Applicant can not tell on what date, he submitted test report. Applicant did not produce copy of test report on record. Non-applicant produced copy of test report on record. According to the non-applicant MSEDCL received this test report in February-2017. It is noteworthy that at the bottom of test report, it is specifically mentioned that Electrical Contractor of the applicant took the testing of the installation and completed the Test report on 15-02-2017. Therefore we hold that test report is submitted to

MSEDCL on 15-02-2017. MSEDCL released supply on 22-03-2017 i.e. within one month from the completion of necessary formalities. Therefore there was no delay in releasing the supply. Hence no compensation can be granted 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 30-11-2015 to 03-12-2015 according to MERC's SOP Regulation 2014.
3. Supply is released within stipulated time therefore claim for compensation for delay in releasing the supply is hereby rejected.
4. 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