

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

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**Case No. CGRF(NUZ)/48/2013**

Applicant : Smt. Shantabai Sharma,  
Thr:- Shri Omprakash Sharma,  
Sai Pralhad Apartments,  
Indora Chouk,  
NAGPUR:04.

Non-applicant : Nodal Officer,  
The Superintending Engineer,  
(Distribution Franchisee),  
MSEDCL,  
NAGPUR.

Quorum Present : 1) Shri. Shivajirao S. Patil  
Chairman,  
  
2) Adv. Subhash Jichkar,  
Member,  
  
3) Smt. Kavita K. Gharat  
Member Secretary.

**ORDER PASSED ON 7.5.2013.**

1. The applicant filed present grievance application before this Forum on 25.3.2013 under Regulation 6.5 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

2. The applicant's case in brief is that supply of the applicant is disconnected on 21.3.2013 without any statutory

notice u/s 56 of Electricity Act 2003. Therefore electricity supply should be restored and compensation of Rs. 20000/- may be given to the applicant.

3. According to non applicant, they have not disconnected the supply of the consumer. There are no arrears pending against the applicant and therefore they have not disconnected the electricity supply.

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

5. In this matter this Forum has passed Interim order Dt. 26.3.2013 and without going into the merits of the merits, considering prima facie material non applicant was directed to restore the electricity supply of the applicant immediately. The applicant filed pursis on record that supply of electricity of her house is reconnected on 26.3.2013. Therefore so far as grievance of disconnection of supply is concerned, it is fully redressed.

6. The applicant claimed compensation. However, it is note worthy that the applicant filed death certificate of applicant Shantabai alias Shantadevi Sharma on record and it shows that applicant Shantabai died on 5.3.2012. Even then in Schedule 'A' of the grievance application Part '1' name of the consumer is shown as Smt. Shantabai P. Sharma. It is nowhere mentioned in this column No.1 that grievance application is filed by somebody else through Shantabai. It is true that at the

bottom of Schedule 'A' one Chetan Sharma signed the grievance application for Shantabai Sharma, but again grievance application in hand writing (detail application) Dt. 25.3.2013 is signed by 1) Shantabai and 2) Chetan Sharma. It is nowhere mentioned in entire grievance application that Chetan Sharma is occupant or user and on what basis also. Therefore Chetan has no right to file grievance application as he is also not user as per his own contention in the grievance application in absence of specific pleading. Further more, whoever user or occupier of deceased Shantabai did not get his name changed on record by filing application for change of name. Considering these aspects in our opinion, applicant is not entitled for any compensation. Deceased Shantabai is dead person can not file any application and therefore application deserves to be dismissed.

7. Hence Forum proceeds to pass the following order:-

### ORDER

1) Grievance application is dismissed.

Sd/-  
(Smt.K.K.Gharat)  
MEMBER  
SECRETARY

Sd/-  
(Adv.Subhash Jichkar)  
MEMBER

Sd/-  
(ShriShivajirao S.Patil)  
CHAIRMAN