

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

Case No. CGRF(NUZ)/46/2013

Applicant : Shri Jaspal Khairatilal Lahori,
House No. 201/A, Buddhanagar,
NAGPUR – 440 013.

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 22.3.2013 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 one Shri Jayanta, employee of M/s. SPANCO disconnected electric supply of the applicant on 20.3.2013 without statutory notice u/s 56 of

Electricity Act 2003. There are no arrears against the applicant and therefore applicant claimed to restore electricity supply.

3. Non applicant SPANCO did not file any reply on record.

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

5. According to applicant his consumer No. is 410015966797, his electric supply is disconnected without any notice u/s 56 of Electricity Act 2003. However, officers of non applicant vehemently argued before the Forum that on 20.3.2013 at 4.47 P.M. so also on 21.3.2013 at 10.19 A.M. applicant complained to call center that due to cable fault electricity supply is off. In support of contention of the non applicant officers of S.N.D.L. produced important **Computerized “Customer information system”**. We have carefully perused entries of complaint recorded in **“Customer information system”**. This computerized document shows that applicant Shri Khairatilal and his son Shri Jaspal Khairatilal Lahori complained to call center of S.N.D.L. Nagpur on Dt. 20.3.2013 at 4.47 P.M. and 21.3.2013 at 10.19 A.M. that due to cable fault electricity supply is not coming to their house. This important document shows that prima-facie it is a matter of **“Cable Fault”** and not the matter of disconnection without notice. However, it appears that the applicant attempted to mislead the Forum and also misread the provisions of regulation

8.3 and 6.5 of the said regulations. It is positive case of non applicant that they have never disconnected the supply of the applicant without statutory notice. Therefore on merits of the matter it is our considered opinion that it is not a case of disconnection of supply without statutory notice. On the contrary evidence on record shows that it is a case of complainant about “**Cable Fault**”. It is rather surprising to note that in Grievance application it is nowhere mentioned that it is cable fault and cable fault is not repaired.

6. During the pendency of the mater on Dt. 5.4.2013 the applicant filed pursis / application on record to the effect that electricity supply is restored on 3.4.2013. Therefore now there is no problem of disconnection. As there is no negligence or fault on the part of SNDL or M.S.E.D.C.L. and therefore there is no question of granting any compensation. This Forum had already dismissed the application for interim relief by speaking order dated 28.3.2013.

7. It is noteworthy that name of the applicant / consumer is Shri Jaspal Khairatilal Lahori. However, one application Dt. 25.3.2013 is signed by 5 persons namely -

- i) Shri Abhijit Meshram
- ii) Shri Samrudra Patil
- iii) Shri Shriniwas Patnaik
- iv) Shri Sanjay Bato
- v) Shri Rajesh Mudliar.

Another application Dated 25.3.2013 is signed by Shri Shrinivas, P. Laxmi & Pooja. Pursis on record Dt. 5.4.2013 to the effect that supply is reconnected on 3.4.2013 is signed by P. Laxmi (tenant). Therefore irrelevant persons who are not representative of the applicant Shri Jaspal K. Lahori have no locusstandi to file such irrelevant application on record. All these activities are out side the regulations.

8. For these reasons, in our opinion, there is no force in present grievance application and application deserves to be dismissed. Hence Forum proceeds to pass following order :-

ORDER

- 1) The application is dismissed.

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

Sd/-
(Adv.Subhash Jichkar)
MEMBER

Sd/-
(ShriShivajirao S.Patil)
CHAIRMAN