

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

Case No. CGRF(NUZ)/113/2014

Applicant : Smt. Nisha Sunil Tripathi,
Plot No. 35, Netaji H. Society,
Zingabai Takli,
Nagpur.

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

Quorum Present : 1) Shri Vishnu S. Bute,
Chairman.

2) Adv. Subhash Jichkar
Member.

3) Shri Anil Shrivastava,
Member / Secretary.

ORDER PASSED ON 27.5.2014.

1. The applicant filed present grievance application before this Forum on 7.5.2014 under Regulation 6.4 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 applicant is a IP consumer of the non applicant bearing Consumer No. 410017303809. The applicant runs a flour mill. It is submitted that the meter of the applicant shown abnormal kVA (M.D.). As such excessive bill has

been generated. The applicant approached to I.G.R.C. Learned I.G.R.C. passed the order in favour of the applicant. However, after one month, the same mistake has been repeated by the non applicant. Hence applicant filed present grievance application before this Forum for revision of bill.

3. Non applicant denied applicant's case by filing reply dated 20.5.2014. It is submitted that the assessment has been made under section 126 of Electricity Act 2003 as per the inspection report of Dy. Executive Engineer, Flying Squad Bhandara and hence it is out of jurisdiction of this Forum as per the said regulations. As such grievance application may be dismissed.

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

7. Forum has observed that Learned I.G.R.C. has held that as per MRI report, M.D. of 27.501 kVA has been recorded at 21.30 hrs. on 10.2.2014. Therefore Manager KCC has changed the base tariff category of the applicant from L.T.-V(A) to L.T.-V (B) and charged the excess demand charges, penalty on excess demand and tariff high rate unit thereby generating the excessive bill about 10 times the normal bill. Learned I.G.R.C. has also held that the connected load of the applicant is only 10 HP. For generating M.D. of 27.501 kVA, there has to be proportionate connected load in the premises. Without connected load, M.D. can not shoot up to such a high extent i.e. 27.501 kVA against the load of 10 HP. Therefore there must be a momentary malfunctioning of kVA counter. This

Forum is also of the opinion that registered demand of 27.501 against the connected load of 10 HP can not be justified. Hence Forum proceeds to pass following order :-

ORDER

- 1) Grievance application is partly allowed.
- 2) Non applicant is directed to replace the meter of the applicant immediately.
- 3) Non applicant is also directed to revise the bills of the applicant wherever excessive kVA demand has been registered and issue the corrected bill to the applicant.
- 4) Non applicant should report compliance within 30 days from the date of this order.

Sd/-
(Anil Shrivastava)
MEMBER
SECRETARY

Sd/-
(Adv. Subhash Jichkar)
MEMBER

Sd/-
(Vishnu S. Bute),
CHAIRMAN