

Before Maharashtra State Electricity Distribution Co. Limited Consumer Grievances Redressal Forum, Pune Zone, 925, Kasabapeth Building, IIInd flr. Pune-11

Case No. 10/2014

Date:- 16/7/2014

In the matter of

Dr.Nitu Mandake,
IMA House, 992,
Shurkrawarpeth,
Tilak Road, Pune-411002

- Complainant

V/S

The Executive Engineer,
M.S.E.D.C.L.
Parvati Division,
Pune.

- Opponent

Quorum

Chair Person	Shri.S.D.Madake
Member/Secretary,	Shri.N.S.Prasad
Member	Shri.Suryakant Pathak

1. M/s. Indian Medical Association, Dr.Nitu Mandake, IMA House is consumer of M.S.E.D.C.L. vide Consumer No.160240627765.
2. The present complaint is filed as per Section 42 (5) of Electricity Act-2003 on 26.5.14 being dissatisfied by order passed by Internal Grievance Redressal Forum dated 8.5.2014.
3. The complainant was having connected load 40.00 KW. An application was made for enhancement of load of 30 KW in prescribed form to Competent Authority of M.S.E.D.C.L. The complainant was directed to pay CRA Rupees Forty Thousand.

4. According to complainant M.S.E.D.C.L. is not entitle to charge the amount of Rs.40,000/- as extension of load does not entail any work.
5. M.S.E.D.C.L. filed say on 6th June 2014 and admitted that extension of load does not entail any work and submitted only feasibility report. However it is submitted that an amount of Rs.40000/- is charged as per Annexure-2 foot note ii.
6. The following point arises for our determination :
 - (a) Whether M.S.E.D.C.L.is entitle to recover CRA in cases where additional or extension of load does not entail any work?
 - (b) What order ?
7. Our findings are as under :
 - (a) In the negative
 - (b) As per final order

REASONS

8. Heard both sides, perused all the documents produced on record. The load sanction order dated 19.10.2013 issued by Ex. Engineer, Padmavati Division, Pune shows that complainant was required to pay CRA Rs.40,000/-. Admittedly the extension for additional load of complainant does not entail any work.
As per circular issued by Chief Engineer (Distribution) 'Prakashgad' Mumbai relating to revision in schedule of charges in case the consumer applied for an additional load or contract demand i.e. extension of load and if the release of such load entails any work, the normative charges shall be recovered for the total load/contract demand (existing as well as additional load) as per the applicable load slabs, indicated in Annexure-2. In view of the admitted position that in the present case release of load does not entail any work complainant is not liable to pay normative charges.

9. Consumer representative Shri.P.R.Patil produced on record different cases of sanction where 1.3% on SLC have been charged. Hence we are of considered view that M.S.E.D.C.L. is not entitle for charging of CRA for sanction of additional load in this case.
10. In the result complainant is entitle to recover the said amount with interest.

ORDER

1. M.S.E.D.C.L.is directed to refund the amount of CRA to complainant with interest as per S. 62 (6) of Electricity Act-2003 from the date of receipt of payment.
2. No order as to cost.

N.S.Prasad,
Member/Secretary

Suryakant Pathak
Member

S.D.Madake
Chair Person

Date: 16/07/2014