

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

**Case No.13/2012**

**Date: 25/05/2012**

**In the matter of  
Shri.D.W.Gorde,**

**- Complainant**

**V/S**

**M.S.E.D.C.L. Bhosari Division**

**- Opponent**

**Quorum**

Chair Person

Mr. S.D.Madake

Member/Secretary

Mr. L.G.Sagajkar

Member

Mr. Suryakant Pathak

Shri.Digamber Waman Gorde Con.No.170101262742 of Akurdi S/Dn. approached to Internal Grievance Redressal Cell (IGRC) on dt.26/04/2012 regarding illegal disconnection. The complainant approached to IGRC but IGRC rejected the grievance vide order No.2353 dt.18/04/2012 of Ganeshkhind circle.

The brief facts of the case are as follows.

- 1) Shri.Diigamber Waman Gorde is having Floor mill connection at Chilkhali vide Con. No. 170101262742 for 10 HP. In Aug-2011 Shri. Shinde Wireman of MSEDCL demanded receipt of payment of energy bill of Rs.3880/- The wireman has disconnected the supply on dt.23/08/2011 illegally i.e. without notice.After payment of arrears the supply was not reconnected up to 29/08/2011.The

complainant prayed for compensation for illegal disconnection as floor mill business was off from 23/08/2011 to 29/08/2011 and compelled for stopping the business as consumers are not approaching to floor mill due to disconnection.

- 2) The respondent in their written statement submitted that the electricity bill of complainant was pending for Rs.3880/- from March-2011. Shri. Shinde, Jr. Technician constantly reminded orally to Shri. Gorde for payment of bills also Bhonga gadi was moved in March-2011 & Aug-2011 for reminding the consumers in that area to pay their bill. The supply of Shri. Gorde was disconnected on 24/08/2011 and he paid the amount on the same day i.e. 24/08/2011. After payment of reconnection charges on 29/08/2011 supply was resumed immediately. The power supply was off from 24/08/2011 to 29/08/2011 and not for 11 days as mentioned by the complainant. The electricity supply was disconnected for non payment of arrears and resumed immediately after payment of arrears and reconnection charges. Hence requested not to levy SOP & Compensation.
- 3) On the date of the hearing complainant Shri. Gorde contended that due to illegal disconnection he suffered heavy loss to his floor mill and compelled to shut down the floor mill. Heard both sides. Admittedly consumer's supply was disconnected by MSEDCL. The mandatory notice under section 56 of Electricity Act-2003 was not served on consumer. The record shows that admittedly electricity supply was not there during 24/08/2011 to 29/08/2011. We are of the opinion that action of disconnection of electricity supply is deficiency in service. Consumer is entitled for compensation. Consumer claimed damages for loss of profit. We hold that

consumer is entitled for any loss or damage. He is not entitle to indirect consequential incidental punitive exemplary damages, loss of profits or opportunity. Considering the facts and circumstances Rs.1000/- by way of compensation would be just and proper. Hence we pass the following order.

### **ORDER**

- 1) MSEDCL is directed to pay Rs.1000/-) One thousand as compensation to consumer.
- 2) The amount be adjusted in future bill.
- 3) No order as to cost.

Mr.L.G.Sagajkar  
Member/Secretary

Mr.Suryakant Pathak  
Member

Mr.S.D.Madake  
Chair person

Date: 25/05/2012

