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REF.NO. Member Secretary/CGRF/MSEDCL/BNDUZ/ 259/0077      Date: 21.05.2019

**Hearing Date: 05.02.2019**

**CASE NO. 259/2018**

**In the matter of Billing**

Mr. Shivdas Maruti Patil,  
Hotel shree Mhasoba,  
Near Saibaba Temple,  
Diva East-400812.. . .

..... (Hereinafter referred as Applicant)

Versus

Maharashtra state Electricity Distribution Company Ltd  
Through it's Nodal Officer,  
Thane Circle,Thane

..... (Herein after referred as Respondent )

For Consumer – Shri. P. V Tayade      Consumer representative

For Respondent:- Shri. Bhusan Garude Additional Executive Engineer Shil  
Sub- Division Subdivision M.S.E.D.C.L

[Coram- Dr. Satishkumar Jaiswal - Chairperson, Shri. R.S.Avhad -Member Secretary and Sharmila Ranade - Member (CPO)].

1. Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of Electricity Act 2003 (36/2003). Hereinafter for the sake of brevity referred as 'MERC'. This Consumer Grievance Redressal Forum has been established as per the notification issued by MERC i.e. "Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2006" to redress the grievances of consumers vide powers conferred on it by

Section 181 read with subsection 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as 'Regulation'. Further the regulation has been made by MERC i.e. Maharashtra Electricity Regulatory Commission. [Electricity Supply Code and other conditions of supply Regulations 2005] Here in after referred as 'Supply Code' for the sake of brevity. Even, regulation has been made by MERC i.e. 'Maharashtra Electricity Regulatory Commission (Standards of Performance of Distribution Licensees, Period for Giving Supply & Determination of Compensation) Regulations, 2014.' Hereinafter referred 'SOP' for the sake of convenience.

2. Be aggrieved with order Of IGRC ,Thane The Appellant filed his grievance in schedule 'A' to this Forum .The appellant herein is Mr. Mr. Shivdas Maruti Patil Permanent disconnected consumer No. 000460563879. Grievance rose of bill not issued as per reading.
3. The Notice issued to the Respondent to submit para wise reply and to appear before Forum. In result, the Respondent submits reply dated 29 January 2019 States that the applicant Mrs. Mr. Shivdas Maruti Patil has raised grievance in r/o consumer no 000460563879 regarding bill not issued as per reading. The respondent further submit that this commercial connection permanent disconnected and applicant raised dispute of billing in March 2015 and April 2015 to Feb 2016 in 2018 which is clearly time bar as per regulation 6.6. of MERC Regulation.
4. We have heard both sides and gone through the record, it is found that the applicant raised the dispute of billing of in March 2015 and April 2015 to Feb 2016 in Jan 2019. As per MERC (CGRF and EO) Regulations 2006 which speaks as "*The Forum shall not admit any*

*Grievance unless it is filed within two (2) years from the date on which the cause of action has arisen". Hence I proceed to pass following order*

**ORDER**

The Consumer application 259/2018 is hereby dismissed.

No order as to cost.

**I Agree/Disagree**

**I Agree/Disagree**

**MRS. SHARMILA RANADE,  
MEMBER  
CGRF, BHANDUP**

**Dr. SANTOSHKUMAR JAISWAL  
CHAIRPERSON  
CGRF, BHANDUP**

**RAVINDRA S. AVHAD  
MEMBER SECRETARY  
CGRF, BHANDUP**

The order is issued under the seal of Consumer Grievance Redresses Forum M.S.E.D.C. Ltd., Bhandup Urban Zone, and Bhandup.

**Note:**

- a) The consumer if not satisfied, may file representation against this order before the Hon. Ombudsman within 60 days from the date of this order at the following address. " Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission,606, Keshav Building,Bandra - Kurla Complex, Bandra (E),Mumbai - 400 051"
- b) consumer, as per section 142 of the Electricity Act, 2003, can approach Hon'ble Maharashtra electricity Regulatory Commission for non- compliance, part compliance or
- c) Delay in compliance of this decision issued under" Maharashtra Electricity Regulatory Commission ( consumer Redressed Forum and Ombudsman) Regulation 2003" at the following address:-  
  
"Maharashtra Electricity Regulatory Commission, 13<sup>th</sup> floor,world Trade Center, Cuffe Parade, Colaba, Mumbai 05"
- d) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.

