

**CONSUMER GRIEVANCE REDRESSAL FORUM,
AKOLA ZONE, AKOLA.**

“ Vidyut Bhavan ” Ratanlal Plot, Akola. Tel No 0724.2434475

Dt.01/03/2016

Complaint No. 1 / 2016

Grievance pertaining to change of name of the consumer.

Quorum

**Shri T.M.Mantri, Chairman
Shri. R.A. Ramteke ,Member-Secretary
Shri. D.M.Deshpande-Member (CPO)**

Amit Niranjn Puri

Consumer No. LT-310240657430

Complainant

.....Vrs.....

Executive Engineer MSEDCL, Akola Urban, Division.

Respondent

Appearances:

Complainant Representative: In person with Shri. Dhanraj S. Sonone

Respondent Representative: Shri. Amit P. R. Ghorude, Addl. Executive Engineer

1. The complainant approached this forum being not satisfied with order of IGRC of Akola. As per complainant he is the user of electric connection of consumer no. 310240657430 and is in occupation of the premises. It is stated that action has been taken for theft of the electricity at the said premises but complainants name is not inserted on the relevant documents, inspite making request to the concerned authority for inserting name of the complainant in this documents. It is further stated that name of father of the complainant is shown as consumer against the above referred consumer no., he resides in other house. It is alleged that complainant has remitted the payment of the bills and there is no outstanding bill. It is alleged that inspite making complaint before IGRC Akola, different order came to be passed without taking cognizance of the grievance. It is alleged that some cases have been pointed out wherein name of consumer is different than the users, however the IGRC has not taken any cognizance, thereon compelling the

complainant to approach this forum. The copies of certain documents filed with the complainant.

2. The N.A. opposed the claim of the complainant with reply and documents. It is stated that the electricity connection of consumer no. 310240657430 is in the name of Niranjana Narayan Puri since 14/09/1989. That the flying squad has detected theft of the electricity on 12/08/2014 on said electric connection and report dt.13/08/2014 under section 135 of electricity act was submitted, On that basis on dt. 14/08/2014 bill of theft of electricity was issued to said Niranjana N. Puri. There is no reference of any other user/ occupier in the report of flying squad and said Niranjana N. Puri is the employee of licensee, under suspension. It is further stated that the said Niranjana Narayan Puri has made payment of electric bill that demand note as well as bill of compounding on dt. 14/08/2014. The present complainant Amit Niranjana Puri has submitted application for change in name on 16/09/2014, reference has been made to order dt. 09/12/2015 passed by IGRC Akola. With further statement that the bills were correctly issued and said Niranjana Narayan Puri has not made any grievance about the bills of theft of electricity and lastly pressed for dismissal of the complaint. Alongwith reply copies of bunch of documents filed.

3. Heard the learned representative of the parties. After going through to the submissions made on behalf of the parties, so also on going through the available material on record this order is being passed. From the documents on record as well as the submissions it is clear that the electric connection of consumer no.310240657430 is in the name of Niranjana Narayan Puri. Since the date of supply on dt.14/09/1989 with the same matter/ address, it is also admitted fact that the flying squad has detected theft of electricity in its visit on 12/08/2014, on basis of the report provisional assessment has been made and demand note dt. 14/08/2014 issued, admittedly the name of the consumer in all this documents is of Niranjana Narayan Puri. The demand note and payment receipt of Rs. 24,750/- dt. 14/08/2014 on record bears signature of said Niranjana Narayan Puri, similarly the demand note for assessment of theft dt.14/08/2014 is also in the name of said

Niranjan Narayan Puri with his signature dt. 14/08/2014, so also it is clear that on receipt of bill assessment, theft of electricity bills as well as demand note for Rs.8000/- have been remitted by the consumer Niranjan Narayan Puri on dt. 14/08/2014. So it is admitted position that consumer Niranjan Narayan Puri, upon admitting theft assessment bill as well as compounding has submitted request for demand note, which was accordingly issued for Rs.8000/- This document bears the signature of Niranjan Narayan Puri, upon admitting the same he has made the payment on 14/08/2014 itself. Neither said Niranjan Narayan Puri nor the complainant has made any grievance about the same, admittedly said Niranjan Narayan Puri is the employee of MSEDCL, the licensee. For the first time on 16/09/2014 and then on 08/10/2015 complainant has given letter for inserting his name. From the record as well as arguments made on behalf of the complainant it is clear that neither on the date of detection of electricity theft by flying squad nor during the nearby period, the complainant has made any request for showing his name as occupier/ user. Even then documents relief upon by the complainant i.e. (रहिवासी दाखला) is dated 12/09/2014 that is after the date of theft of electricity, making payment of the provisional bill of the theft and compounding. Here its needs to be mentioned that on 14/08/2014 said Niranjan Narayan Puri under his hand and signature given letter which is very clear, it reads as under

प्रति,
उपकार्यकारी अभियंता,
शहर उपविभाग क्र.२,
म.रा.वि.वि.कं.मर्या. अकोला.

विषय विज चोरीचे तडजोड रकमेचे बिल मिळण्या बाबत.
अर्जदार निरंजन नारायण पुरी.

महोदय,

दाखला मी विनंती पुर्वक अर्ज सादर करतो की, मला वीज चोरीचे बिल मिळाले व ते रु. ता. १४.०८.२०१४ ला भरले तरी मला तडजोड रक्कमेचे बिल देण्याची कृपा करावी ही विनंती

आपला

नि. ना. पुरी

दिनांक:- 14/08/2014

On that basis demand note of Rs.8000/- towards compounding charges under 135 of E.A-2003 came to be issued, which also bears signatures of said Niranjana Narayan Puri who has made payment of compounding charges Rs.8000/- on 14/08/2014 itself. All these documents clearly show that the complainant after long laps of time has made application to insert his name with the averments which have no supporting material. Nothing has been brought on record from the side of consumer Niranjana Narayan Puri to sustain that claim of the complainant.

4. The complainant has referred and relied upon demand note and provisional assessment sheet of consumer Jamal Shekh Gulam and Sou. Kusumlata Ashok Agrawal alleging that the user of the electricity therein are in different names. When query was made as to how these documents came in the custody of the complainant, no satisfactory reply has been given from the complainant's side. In any case how these documents are of any help to the complainant is not explained. There may be the case of landlord/ tenant licensee, permissive user. No details of these cases (documents) have been brought on record from the side of the complainant, So considering the matter from different angles, it is clear that the complainant has failed to make out case for getting the reliefs prayed for. In any case the IGRC has passed order for submitting required documents with the concerned for and thereafter the licensee to take appropriate steps for change of name. That is required to be done, consequently it is clear that the complainant has failed to make out case for any relief which needs to pass appropriate order. That neither there is stenographer nor typist available in the office since long. Even part time typist on job basis is not available on regular basis which results in delay in passing orders. With such observations this forum proceeds to pass following unanimous order.

O R D E R

1. Complaint no. 1/2016 is hereby dismissed.
2. In the circumstance parties to bear their own cost.

S/d
Member/ Secretary

S/d
Member (CPO)

S/d
Chairman

Contact details of Electricity Ombudsman appointed by MERC (CGRF & EO) Regulations 2006 under Regulation 10:

THE ELECTRICITY OMBUDSMAN,
Office of Electricity Ombudsman (Nagpur)
Plot No.12, Shrikrupa, Vijaynagar, Chhaoni,
Nagpur-440 013.
Phone : 0712-2596670

No.CGRF / AZ/ Akola/

Dt. 01/03/2016

TO

The Nodal Officer,
Executive Engineer
MSEDCL, Akola Urban Division

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The order passed on 01/03/2016 in the Complaint No. 01/2016, is enclosed herewith for further compliance and necessary action.

Secretary,
Consumer Grievance Redressal Forum,
MSEDCL, Akola Zone, Akola

Copy fwc to:

1. Superintending Engineer, MSEDCL Akola Circle
2. Amit Niranjana Puri, Giri Nagar, Old RTO Road, Akola.