

BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM
AURANGABAD ZONE, AURANGABAD.

Case No. CGRF / AZ / U/ 498 /2014 / 19

Date of Admission 11/04/2014

Date of Decision 11/07/2014

M/S Amarpreet Hotel,
Unit of Avtar Motels & Cine Pvt.Ltd.
CTS No. 13167, Jalna Road,
Aurangabad.

COMPLAINANT.

VERSUS.

1. Executive Engineer,(Adm.)
Nodal Office,
O&M Urban Circle,
MSEDCL, AURANGABAD.

RESPONDENT.

2. The Dy .General Manager(Planning)
GTL Ltd., MIDC, Chikalhana,
Aurangabad.

CORAM:

Shri S.S. Gaulkar Member/Secretary

Shri V.S.Kabra Member.

Complainant complaint in brief as under :-

Has applied for new H.T. connection on dt. 15.12.2011 for CD 300 KVA CL 500 KW on 11 KV side.

Application sanctioned for released on 11 KV under DDF with 1.3 % supervision charges on 24.1.2012. Complainant has paid charges as per quotation issued.

Connection was released on 8.7.2012 . The complainant has purchased the 11 KV metering cubical / kiosk, as it was not available with D.F that time for CTR

25 / 5 A ratio . Complainant has applied for refund of money towards purchase of Kiosk / cubical to IGRC on dt. 17.12.2013.

Now complainant has prayed for refund of cost paid towards cubical with interest and respondent No. 2 may be directed for non honoring of MERC orders and MSEDCL circulars.

Respondent No. 1, Distribution licensee , MSEDCL, Says that

In letter dated 28.4.2014 the complainant has paid Rs. 2028/- towards supervision charges means the execution of work with material . M/s. GTL has not recovered services connection charges also. Complainant has enclosed the Hon. Ombudsman Mumbai's order which is for additional load and not for new connection. Also the application for refund submitted after a period of 17 months.

Respondent No. 1, Distribution Franchise GTL Says that

He has not recovered the service connection charges from complainant and the charges paid are under 1.3 % of supervision charges which includes the cost of material etc. as per MERC and MSEDCL circular . Also the annexure 3 which says that the applicable incase consumer opts to purchase the metering cabinet / cubical from MSEDCL , so the refund of cost does not arise as per this clause of cost of meter and meter box. Also it is no where mentioned in MERC tariff orders and other , the HT metering kiosk / cubical shall be provided by licensee. In other documents where the cost of cubical is to be adjusted the MSEDCL has recovered the service connection charges from be consumers and the work was carried out under 1.3 % DDF scheme.

OBSERVATIONS

Inview of definition of meter MERC regulations 2005 2 (q) meter means a set of integrating instruments used to measure and / or record and store the amount of electrical energy supplied or the quantity of electrical energy contained in the supply in a given time, which includes whole current meter and metering equipment, such as current transformer , voltage or potential transformer with necessary wiring and accessories and also includes pre paid

meters . This implies that the equipment with CT & PT and wiring means metering cubical / kiosk , which is to be supplied by the licensee whether the consumer opts to purchase it or not it is the liability of licensee .

For recording of energy providing of the appropriate meter and metering equipment means Distribution licensee or the DF has to install the same. Here DF has not recovered the service connection charges. It may recover the charges as per schedule rates of MERC for over head line and should refund the cost of kiosk / cubical to the consumer M/s. Amarpreet Hotel.

Also it is the common practice of MSEDCL to refund / adjust the said cost through the bills of consumers.

ORDER

- 1) MSEDCL being the Principal licensee is hereby directed to direct M/s. GTL Distribution Franchise for further needful actions as per the MERC and Indian Electricity Act 2003 and the Agreement made between licensee & Distribution Franchise.
- 2) No order as to cost.

Sd/-
V.C. Kabra
Member

Sd/-
S.S. Gaulkar
Member / Secretary

