

ग्राहक गा-हाणे निवारण मंच
महाराष्ट्र राज्य विद्युत वितरण कंपनी मर्यादित
औरंगाबाद परिमंडळ, औरंगाबाद.

Old Power House Premises, Dr.Ambedkar Road, Aurangabad. Phone: 0240-2336172

Case No: CGRF/AZ/JLN/127/2008/48/

Date:-

To,
The Executive Engineer (Administration)
O/O Superintending Engineer,
O&M Circle , M.S.E.D.C.L.,
JALNA

Sub:- Forwarding of grievance in respect of M/s Amar Amit Jalna Alloys Pvt.Ltd., Survey No.953 Shelgaon, Tq.Badnapur, Dist.Jalna (Consumer No. 510019005672) **Regarding Refund of RLC.**

Dear Sir

Please find enclosed herewith a copy of the grievance application received by the Forum from M/s Amar Amit Jalna Alloys Pvt.Ltd., Survey No.953, Shelgaon, Tq.Badnapur, Dist.Jalna.

You are requested to submit your para wise reply on the grievance within 15 days from the date of receipt of this letter along with. related documents.

The hearing in this matter is kept on 16/09/208 at 12=00 Hrs.

Member/Secretary
Consumer Grievance Redressal Forum,
MSEDCL (AZ) Aurangabad.

Encl As above.

Copy to :
M/s Amar Amit Jalna Alloys Pvt.Ltd.,
Survey No.953, Shelgaon,
Tq.Badnapur,
Dist.Jalna

BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM
AURANGABAD ZONE, AURANGABAD

(Case No: CGRF/ AZ / JLN / 127 / 2008 / 48)

Date of Filing: 30.08.2008

Date of Decision: 25.09.2008

M/s Amar Amit Jalna Alloys Pvt.Ltd.
Gut No. 953/A, Shelgaon,
Tal.Badnapur, Dist. Jalna.
(Consumer No. 51001900567) Consumer Complainant.

V/s

MAHARASHTRA STATE ELECTRICITY DISTRIBUTION CO. LTD.

Circle Office , JALNA. The Distribution Licensee.

Coram:

Shri V.A.Hambire	President
Shri H.A.Kapadia	Member
Shri A.N. Sonwane	Member secretary

Sub:- Grievance under the Maharashtra Electricity Regulatory Commission, (Consumer Grievance Redressal Forum and Ombudsman) Regulations 2006.

The consumer complainant M/S Amar Amit Jalna Alloys Pvt .Ltd. Jalna has filed his grievance through its Director Shri Bhartkumar A.Dembda in Annexure "A" before this Forum on **30.08.08**, under Regulation No. 6.10 of the Regulations 2006. The grievance of the consumer was forwarded to the Nodal Officer, (Adm.) in the office of the Superintending Engineer, Circle Office, Jalna and hearing in the matter was kept on 16.09.08.

The grievance of the consumer, as per consumer, is as stated below :-

The consumer has taken Electricity supply from the Distribution Licensees (hereinafter referred to as D.L.) for his steel plant factory at above address. He has paid regular monthly bills issued by D. L. along with RLC charges. The consumer contended that he has paid Rs..96,14,290=00.towards RLC charges to the D.L. The consumer further contended that the Maharashtra State Electricity Regulatory Commission (hereinafter referred to as MERC) in case No.65/2006 and case No. 26/2007 has directed the D.L. to refund the RLC amount collected from the various categories of consumers and as per order passed by the MERC he is liable to receive the above said amount from the D.L. The consumer also contended that at present he is passing through financial crunches and if the RLC amount of Rs. 96,14,290/- is refunded he can pay the present monthly bill of Rs.45,81,821/-. The consumer in his grievance also requested to Forum to pass an Interim Order directing the D.L. not to disconnect his electricity supply for non-payment of monthly bill of Rs.45,81,821/- for which he has received 15 days disconnection notice from the D.L.

On 16.09.08, i.e on the date of first hearing, consumer representative Shri Bharatkumar Dembda was present. Nodal officer Shri L.G.Sagaskar was present on behalf of D.L. . Nodal Officer filed his reply on the grievance of the consumer alongwith copies of the MERC orders,Circulars related to refund of RLC amount issued by the D.L.The Nodal Officer stated that the RLC amount is being refunded to the consumer from July 2008 onwards and the same is as per guidelines issued by their Head Office Mumbai. The consumer stated that as per MERC order the RLC amount was to be refunded during the period Sept.2007 to March 2008 however D.L.has not refunded the same and disobeyed the order passed by the MERC. The consumer further requested the Forum to direct the D.L. to adjust the total RLC amount of Rs. 96,14,290/- against the present monthly bill of Rs.45,81,821/- and further directed the D.L. not to disconnect his supply on account of non payment of present bill of Rs.45,81,821/-. The Nodal Officer, was unable to confirm about the RLC amount refunded from July 2008 onwards is for period mentioned in MERC order in case No. 26/2007 i.e. for period Sept. 2007 to March 2008. The Nodal Officer was directed to file his say before next hearing which was kept on 23.09.2008.

On 23.09.2008 Nodal Officer L. G .Sagaskar and consumer representative Shri Bharatkumar Dembda were present , Nodal Officer filed copy of the MERC order in case No. 72/2007 dated 02.06.2008 and further stated that in accordance with the above order the RLC amount is being refunded to the various categories of the consumers. Consumer representative Shri Dembda again requested the Forum to direct the D.L. to adjust the RLC amount against the monthly bill and further direct the D.L. not to disconnect his electricity supply on account of nonpayment of bill.

On going through the documents placed before us, we observed that the Hon'ble Commission has passed orders in case No. 26/2007, dated 24.08.2007, Case No.57 and 80 of 2007 dated 02.01.2008, Case No.47 & 92,of 2007 dated 02.04.2008 and case No 72/2007 dated 02.06.2008 for matter related to refund of RLC amount to various categories of consumers. We further observed that the petitions filed by the D.L. against the order of the Commission was decided and Hon'ble Commission has passed an order in case No.72/2007 dated 02.06.2008 in which the Hon'ble Commission has directed the D.L. to refund the RLC amount to various categories of the consumers in phase wise manner. The amount of RLC is to be refunded during the year 2008-2009.

Since the Hon'ble Commission, being a Precedent Authority, has already passed an order in this matter. We are the opinion that no separate order is required to be passed in the present grievance filed by the consumer complainant and hence the grievance of the consumer stands disposed.

(H.A.Kapadia)
Member

(A.N.Sonwane)
Member

(V.A.Hambire)
President

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औरंगाबाद परिमंडळ, औरंगाबाद.

Old Power House Premises, Dr.Ambedkar Road, Aurangabad. Phone No.23361720

No,CGRF/AZ/AUR/JLN/127/2008/48/

Date :-

To,

- 1) The Executive Engineer (Administration)
O/O Superintending Engineer (O & M)
M.S.E.D.C.L. O&M Circle,
Jalna.
- 2) M/s Amar Amit Jalna Alloys Pvt.Ltd.,
Survey No.953, Shelgaon,Tq.Badnapur,
Dist.Jalna.
(Consumer No. 510019005672)

Subject :- Grievance in Case No.CGRF/AZ/JLN/127/2008/48

Please find enclosed herewith a copy of the order passed by the Forum in the case mentioned above. The consumer, if not satisfied with the decision of the Forum, is at liberty to make a representation to the Electricity Ombudsman, the contact details of whom is as under, within a period of 60 days from the date of this order.

Yours faithfully

**Member/Secretary,
CGRF(AZ)MSEDCL, Aurangabad.**

Encl: As above

Contact details of the Electricity Ombudsman,

**The Electricity Ombudsman,
Maharashtra Electricity Regulatory Commission,
606-608, Keshava Building,Bandra Kurla Complex,
MUMBAI -400 051
TELEPHONE No. (022) - 26590339**

