

**CONSUMER GRIEVANCE REDRESSAL FORUM**  
**MAHARASHTRA STATE ELECTRICITY DISTRIBUTION COMPANY LTD.**  

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

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No:- CGRF/AZ/AUR/R/ 425 / 2013 /09 /

Date :-

To,  
01) The Executive Engineer ( Administration)  
Nodal Office, O/O Superintending Engineer ,  
O&M Rural Circle, M.S.E.D.C.L.,  
Aurangabad.

*Sub:-* Forwarding of grievance in respect of Shri Subhash Deorao  
Tathe, Plot No.13, Kolatiwadgaon, Tq.& Dist. Aurangabad  
(Resident at Jagrat Hanuman Mandir, Warkar Niwas, Khokatpura,  
Aurangabad. ( Consumer No. 492130321879 )

Dear Sir,

Please find enclosed herewith a copy of the grievance application received by the Forum, in respect of Shri Subhash Deorao Tathe, Plot No.13, Kolatiwadgaon, Tq.& Dist. Aurangabad (Resident at Jagrat Hanuman Mandir, Warkar Niwas, Khokatpura, Aurangabad.

You are requested to submit your para wise reply on the grievance at the time of hearing. The hearing in the matter will be held on 20.02.2013 at 11.30 Hour.

Encl: As above

Member/Secretary  
CGRF(AZ) MSEDCL  
Aurangabad.

Copy to:-

Shri Subhash Deorao Tathe,  
Plot No.13, Kolatiwadgaon,  
Tq.& Dist. Aurangabad  
(Resident at Jagrat Hanuman Mandir,  
Warkar Niwas, Khokatpura,  
Aurangabad.

BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM  
AURANGABAD ZONE, M.S.E.D.C.L., AURANGABAD.

( Case No: CGRF/ AZ /AUR/R/425/2013/09 )

Date of Filing: 05.02.2013

Date of decision 30.03.2013

01) Shri Subhash Deorao Tathe, Complainant  
Plot No.13, Kolatiwadgaon,  
Tq.& Dist. Aurangabad,  
Resident at Jagrat Hanuman Mandir,  
Warkar Niwas, Khokatpura,  
Aurangabad.  
(Consumer No.4921 3032 1879 )

V/s

02) The Executive Engineer (Admn.) Respondent .  
Nodal Office, O/O The Superintending Engineer,  
O&M Rural Circle, MSEDCL,  
Aurangabad.

Coram:

Shri V.B. Mantri President

Shri V.S. Kabra Member

Shri S.K.Narwade, Member/Secretary

01) The complainant Shri Subhash Deorao Tathe is consumer of respondent having consumer No. 4921 3032 1879 since from 31.08.2003. He has taken single phase electricity connection for residential use having meter No. 9005141343. He has paid the bills issued by the respondent time to time. He complained that he was having credit of Rs.18980/- with respondent since Sept.2007 to May 2009. In spite of the credit he has paid bill issued by the respondent of Rs. 530/- dated 27.07.2009. Respondent

has issued bill for the period August 2009 to January 2010 for 14 months showing faulty status. The said bill is also paid by the complainant. In the month of Sept.2010 respondent has issued bill of Rs 17883/- for 2073 units. which is paid by complainant on dated 19.10.2010 for Rs. 17880/-. The complainant has complaint orally to respondent company's officers/ employee for correction of bill. The respondent has not given corrected bill to the complainant and on the contrary the bills are issued showing LOCKED/ INACCESSABLE / R.N.A In the month of December 2011 respondent has issued bill to the complainant of Rs. 2,01,079=99 for 20788 units. The said bill is bifurcated by respondent in six months and only credit of Rs. 2671/-.

02) The complainant requested to the respondent for revision of bill however bill is not revised. Respondent has issued again bill of 2907 units in the month of Feb.2012 amounting to Rs. 2, 36,392/- including previous amount. The complainant repeatedly requested to respondent for revision of bill however bill is not revised by the respondent and electricity supply is disconnected permanently by removing meter in the month of 2012.

03) On the above grounds, on behalf of the complainant Shri Amol Subhash Tathe, S/o Subhash Tathe filed application before this Forum to restore electricity supply, revision of bill and demanded compensation of Rs. 5,00,000/- Lakhs for mental torture due to suicide of his father

04) The respondent submitted in his reply that the electricity supply of the complainant is disconnected in the month of March due to tampering

of meter as per the report of Junior Engineer, Meter Testing dated 19.01.2012.(Enclosed with submission).

Being the matter of tampering of meter which comes under Section 1.35 of Electricity Act 2003, hence bill revision of consumer is not considerable.

Outstanding arrears of the consumer is Rs. 2, 36,392/-.

Hence the supply of consumer cannot be restored till the payment of arrears.

As the case is of Sec.135 of Indian Electricity Act 2003 so it is not in the jurisdiction of IGRC & CGRF.

05) The Forum pursued with the CPL and meter testing report submitted by respondent.

On going through the CPL from January 2008 to February 2012 it seems that the respondent has issued bills regularly without taking actual meter reading on the meter. The bills are issued on the average basis showing status RNA/LOCKED/INACCESSABLE/FAULTY. The normal bills are only issued in the month of June 2010, July 2010, Sept.2010 to Dec.2010, Feb.2011, June 2011, Dec.2011 to Feb.2012, i.e. for 11 months only.( January 2008 to February 2012). The average bills are issued for 39 months during the period January 2008 to February 2012 . The consumer was in credit in the month of Jan. 2008 of Rs. 18,775/- upto April .2009. of Rs. 17691/-. The credit amount is debited by + B80 amounting Rs. 17700/- in the month of May 2009.

06) While going through the meter testing report submitted by respondent the meter No. shown in the testing report is **1H 1279755** however the meter No. shown in the CPL of consumer is **90/05141343**. It is seen from the remark recorded in meter testing report that there is a hole to meter on back side and meter might have been opened, and internal circuit might have been changed. Though the remark is recorded and on this ground respondent submitted in his reply that it is a case of compounding as per Section 135 of Electricity Act 2003. However the meter No. shown in CPL and meter testing report is different.

07) The respondent has also not submitted any document regarding FIR lodged against complainant for committing offence as per of Sec.135 of E.A.2003. Nor, assessment is charged. The meter No. shown in CPL and meter testing report is different.

For reasons recorded as above,

The Forum comes to the conclusion that it is not the case of compounding but it is case of accumulated consumption.

08) The Forum could not accept the demand of compensation by complainant since the suicide death of consumer related to billing dispute, does not comes under perview of the Forum. Hence the Forum passes following order.

ORDER

- 01) The complaint is partially allowed.
- 02) The disputed bill issued for the month of Dec.2011 is quashed and respondent to revise bill considering past six months normal billed average consumption.
- 03) No order as to cost and compensation

Sd/-  
(V.S.Kabra)  
Member

Sd/-  
(S.,K.Narwade)  
Member/Secretary

Sd/-  
(V.B.Mantri)  
Chairperson

CONSUMER GRIEVANCE REDRESSAL FORUM  
MAHARASHTRA STATE ELECTRICITY DISTRIBUTION COMPANY LTD.  
AURANGABAD ZONE AURANGABAD.

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

No. CGRF/ AZ /AUR/R/425/2013/09

Date :-

To,

01) The Executive Engineer ( Administration)  
Nodal Office, O/O Superintending Engineer ,  
O&M Rural Circle, M.S.E.D.C.L.,  
Aurangabad.

02) Shri Subhash Deorao Tathe,  
Plot No.13, Kolatiwadgaon,  
Tq.& Dist. Aurangabad, Resident at Jagrat Hanuman Mandir,  
Warkar Niwas, Khokadpura,  
Aurangabad.  
(Consumer No.4921 3032 1879 )

Sub:- Grievance in Case No. CGRF/ AZ /AUR/R/425/2013/09

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.

Encl: As above

Member/Secretary,  
CGRF(AZ) MSEDCL,  
Aurangabad

Copy submitted with respect to:-

The Chief Engineer(AZ)  
MSEDCL, Aurangabad.

Contact details of:

The Electricity Ombudsman,

Plot No.12, Shrikrupa, Vijay agar, Chhaoni, Nagpur – 440 013

Phone No.( Office ) (0712) 20 22 198 (E-mail – [cgrfnz@gmail.in](mailto:cgrfnz@gmail.in) )