

Before Maharashtra State Electricity Distribution Co. Limited Consumer Grievances Redressal Forum, Baramati Zone, Bhigwan Road, Urja Bhavan, Baramati.

Date:- 16.7.2014

In the matter of

Case No. 15/2014-15

Date:- 11/06/2014

Shri.Shivaji Sambhaji Vankade,
480, Kumthegaon,
Tal.Solapur, Dist.-Solapur.
Pin- 413224

Complainant
(Here in after referred As Consumer)

V/S

M.S. Electricity Distribution Co. Ltd. -
Executive Engineer, Solapur Division,
Solapur.

Opponent
(Here in after referred As Licensee)

Quorum

Chair person	Mr. S.D. Madake
Member Secretary	Mr. S.M. Akode
Member	Mr. Suryankant Pathak

1. Shri.Shivaji Sambhaji Vankade filed complaint in A form on 11th June-2014. The main grievance is stated in Column No.5, which states that during 1998 to 2014 the meter is not working properly and meter reading is not visible. It is further stated that meter was replaced thrice and it is necessary that it should be checked through Government Inspector.
2. The complainant in Column 6 of Ex-A mentioned that the intimation regarding grievance was made on 31.1.1998.
3. Complainant in Column 8 which relates to relief claimed, alleged that earlier appeal was filed for grievance for a period between 1998 to 2014 however no proper relief was granted.

Smeade





4. The main grievance of the complainant is that M.S.E.D.C.L. issued excess bills. He expressed his inability to pay the excess bill. He submitted that detail inquiry be made and punishment and fine be imposed against erring officials.
5. Shri.Shivaji Sambhaji Vankade filed complaint before I.G.R.C. on 27.01.2014 in respect of excess billing. The complaint of Shri.Shivaji Sambhaji Vankade was disposed of by IGRC observing that M.S.E.D.C.L. has issued proper bills as per consumption.
6. The present appeal is filed against the order of IGRC dated 25.4.2014. We have heard Shri.Shivaji Sambhaji Vankade as well as the M.S.E.D.C.L. officer at length. We have perused the detail allegation made by complainant in complaint. The order of IGRC shows that the bills are issued by M.S.E.D.C.L. as per rules and on the basis of actual consumption.
7. It is pertinent to note that Shri.Shivaji Sambhaji Vankade filed complaint case no. 1 of 2013 before this forum in respect of the same relief. This forum has passed order on 30.8.2013. Complainant has made substantially same allegation in the present complaint. He has not challenged the order dated 30.08.13 passed by this forum. This forum has observed in para 7 of the order relying on Clause 6.6 of (CGRF & Electricity Ombudsman) regulation-2006, that the forum shall not admit any grievance unless it is filed within two years from the date on which cause of action has arisen.
8. In view of the legal position complainant is not entitle to make grievance in respect of the same cause. Complainant failed to prove that M.S.E.D.C.L. has issued excess bill and meter is not working properly.
9. As per Section 45 of the Electricity Act-2003, M.S.E.D.C.L. is empowered to recover charges for supply of electricity in accordance with the tariffs fixed from time to time and condition of license. Therefore complainant has no right to object the statutory power of recovery of electricity charges vested in M.S.E.D.C.L.
10. Complainant is not entitle for relief claimed, hence we pass following order.

S. Meade





ORDER

1. Complaint is disposed of with no order as to cost.

It may please be noted that an appeal against this decision of Forum lies to "The Electricity Ombudsman" appointed by Hon. Maharashtra Electricity Regulatory Commission under Section 42(6) of Electricity Act-2003 whose contact details are given below :-

Keshava, 606 , Bandra Kurla Complex,
Bandra(East) , Mumbai-400051.

S.M. Madake
Mr. S.D. Madake
(Chairperson)

S.M. Akode
Mr. S.M. Akode
(Member Secretary)

Suryankant Pathak
Mr. Suryankant Pathak
(Member)