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Consumer Grievance Redressal Forum  
"Vidyut Bhavan", Gr. Floor,  
L.B.S.Marg, Bhandup (W),  
Mumbai – 400078.

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REF.NO. Member Secretary/CGRF/MSEDCL/BNDUZ/

Date

**Case No. 640**

Hearing Dt.10.02.2016

**In the matter of wrong billing**

**Mr. Vishnu T. Thakur** - Applicant

Vs.

**M.S.E.D.C.L. Shil Sub Division, Thane - III** - Respondent

Present during the hearing

A - On behalf of CGRF, Bhandup

- 1) Shri. Anil P. Bhavthankar, Chairperson, CGRF, Bhandup.
- 2) Shri. Ravindra S. Avhad, Member Secretary, CGRF, Bhandup.
- 3) Dr. Smt. Archana Sabnis, Member, CGRF, Bhandup.

B - On behalf of Appellant

- 1) Shri. Prakash Tayde – Consumer Representative

C - On behalf of Respondent

- 1) Shri. Kale Addl. Executive Engineer, Shil Sub Division

**ORDER (Passed on 10.03.2016)**

1. Above named complainant filed this complaint against respondent utility MSEDCL, Shil Sub Division as the utility has given the bill with wrong arrears. The above said consumer is having residential connection having consumer No. 000400675554.

2. Respondent utility issued accumulated bill in the month of 16.09.2013 of Rs. 1, 35, 240/-. Dispute is being raised by consumer since 2001. Thereafter it was corrected by Respondent utility and no arrears were shown. However, old PD arrears claimed by Respondent utility.
3. Respondent utility was directed to verify the CPL and status report and accordingly PD arrears can be claimed only for 6 month from the date of PD. The record of this case shows that the supply was permanently disconnected in the month of Feb. 2013. Premises was deliipated since 2001. Consumer had already given intimation to the Respondent, but no action was taken by respondent utility.
4. The claim of PD arrears beyond the period of limitation cannot e recovered. As per MERC Rules and Regulation 2005; 10.5 only 6 months arrears from the date of PD can be recovered.
5. Therefore claiming PD arrears for entire period since 1<sup>st</sup> November 1995 is absolutely wrong and illegal. I am inclined to allow the compliant of consumer and issue directions in favour of consumer as follows:

### **ORDER**

1. Consumer complaint is allowed.
2. Respondent utility directed to recover arrears only for 6 months from the date of PD i.e. Feb 2013.
3. Bill issued dated 18.11.2014 for Rs. 1,35,240/- stands withdrawn and set aside.

Respondent utility accordingly directed to comply with the order and issue the revised the bill of PD arrears only for 6 month.

Rest of the prayer stands rejected.

Proceedings closed.

Both the parties be informed accordingly.

The order is issued under the seal of Consumer Grievance Redressed Forum M.S.E.D.C. Ltd., Bhandup Urban Zone, Bhandup.

Note:

- 1) If Consumer is not satisfied with the decision, it may proceed within 60 days from date of receipt of this order to the Electricity Ombudsman in attached "Form B".

Address of the Ombudsman

The Electricity Ombudsman,  
Maharashtra Electricity Regulatory Commission,  
606, Keshav Building,  
Bandra - Kurla Complex, Bandra (E),  
Mumbai - 400 051

- 2) If utility is not satisfied with order, it may file representation before the Hon. High Court within 60 days from receipt of the order.

**(I Agree/Disagree)**

**(I Agree/Disagree)**

**DR. ARCHANA SABNIS  
MEMBER  
CGRF, BHANDUP**

**SHRI. ANIL P. BHATHANKAR  
CHAIRPERSON  
CGRF, BHANDUP**

**SHRI. RAVINDRA S. AVHAD  
MEMBER SECRETARY  
CGRF, BHANDUP**