

PHONE NO. : 25664314/25664316
FAX NO. 26470953
Email: cgrfbhandupz@mahadiscom.in
Website: www.mahadiscom.in

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

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

Date

Case No. 563

Hearing Dt. 05/02/2015

M/s. Raj Electricals

- Applicant

Vs.

M.S.E.D.C.L., Sarvodaya Sub Division

-

Respondent

Present during the hearing

A - On behalf of CGRF, Bhandup

- 1) Shri. Anil Bavthankar, Chairman , CGRF, Bhandup
- 2) Shri.S.B.Bhalshankar, Member Secretary, CGRF, Bhandup.

B - On behalf of Applicant

- 1) Shri. R.S.Wahi - Consumer Representative.

C - On behalf of Respondent No.

1. Shri. Suhas Bedekar, Addl.Executive Engineer, Sarvoday sub division.

ORDER(Passed On 24/02/2015)

Above named applicant filed dispute again order passed by IGRC decided 10 September 2014 according to consumer average bill issued to him consumer on basis 419/1760 units per month as per CPL record the connection was issued in the name of No. 600000101408 was permanently disconnect in month of July 2010. It is connection of consumer he is not using premise since January 2008 to July 2010 even he required pay exorbitant bill the decision of IGRC reveled. he dismiss the said compliant stating that dispute raised of July 2010 and compliant filed about the said dispute beyond period of 2 years it is also open by IGRC consumer may apply for fresh connection after payment

of PD arrears on the said meter which was previously installed in the premises.

Being arrived by the said order this complaint is filed by consumer stating that he wanted fresh connection utility issued him bill dated 24/12/2014 and shown no arrears of bill as permanent disconnect was made on 08/1/2010 compliant press for order of reconnection an settlement of old dispute and refund of SD with interest.

After filing this compliant on 05/11/2014 Notice was issued to utility after service of notice utility appears and filed replay stating that dispute is occurred in July 2010 as per MERC Electricity Act 2006 section 6.6 *No compliant should be admitted unless the complaint is filed within two (2) years from the date on which the cause of action across hence liable to be rejected.*

I have perused compliant and document filed by consumer. I have also perused reply of utility, as IGRC rejected the condition of consumer by order dated 10 September 2014 the dispute filed in the Forum on 05/11/2014 it received from record those the dispute raised by consumer is of July 2010 which was not settled admittedly permanent disconnection was made by utility as recorded and shown on 08/01/2010.

The document filed by utility CPL disclosed that arrears as on 24/12/2014 is outstanding amount Rs. 75000/- therefore the dispute as per the document of utility still in existent which was decided by IGRC on 10 September 2014 therefore consumer is justified in filing compliant challenging the decision of IGRC before this Forum and it is not beyond period of 2 years and is within limitation.

I have hared argument of consumer M/s. Raj Electrical personally. I have also heard authorized of office utility Shri. Suhas Bedekar, Addl.Executive Engineer, Sarvoday sub division it is informed that the bill issued on 24/12/2014. shown no arrears explanation given by him disclosed there is no dispute on recovery against the consumer CPL. Consumer is entitled for refund of Security Deposit with interest as connection is PD in January 2010.

Considering all issue I cum to conclusion there is no dispute or no arrears outstanding of any amount payable by the consumer this compliant unnecessary pending.

ORDER

- 1) The respondent shall refund Security Deposit with interest to consumer on production of receipt.
- 2) Consumer is as liberty to apply fresh new connection as per Rule and Regulation. Hence Compliant No. 563 stands dismiss.

No order as to cost.

Both the parties be informed accordingly.

Proceeding close.

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. S.B.BHALSHANKAR
MEMBER SECRETARY
CGRF, BHANDUP**

