

**Consumer Grievance Redressal Forum
Maharashtra State Electricity Distribution Co. Ltd.
Bhandup Urban Zone, Bhandup**

Ref. No. Secretary/MSEDCL/CGRF/BNDUZ/

Date :

Case No. 432

Hearing Dt. 16/01/2012

Shri Manoj Kanji Hariya - Appellant

Vs.

T.P.L., Bhiwandi - Respondent

Present during the hearing

A - On behalf of CGRF, Bhandup

- 1) Shri S.K. Choudhary, Chairman, CGRF, Bhandup.
- 2) Shri R.M Chavan, Member Secretary, CGRF, Bhandup.
- 3) Dr. Smt. Sabnis, Member, CGRF, Bhandup.

B - On behalf of Appellant

Shri Manoj Kanji Hariya –Consumer Representative

C - On behalf of Respondent

- 1) , T.P.L., Bhiwandi.
- 2) , T.P.L., Bhiwandi.

ORDER

The present complaint is filed putting the grievance that having continuous supply of electricity, there is loss to the complainant. His grievance is that, as there is a continuous supply the production is more

therefore there is a financial loss to the complainant it was requested to give directions to Respondent to follow the directions given by MSEDCL regarding the load shedding.

According to the Respondent, the Company totally relies upon the order passed by IGRC. As per CGRF Regulation no. 6.4 if the consumer is not satisfy with the remedy provided by IGRC to his grievance within a period of 2 months from the date of intimation of where no remedy has been with provided within such period the consumer will submit grievance to the Forum. Complainant has not registered any grievance within stipulated period, therefore the complaint cannot be considered. The Company for the supply of electricity is bound to implement the load shedding directives received from MSEDCL. The compensation claimed by the complainant is false.

We heard both the sides at length, in our opinion the complaint of complainant is not governed by the definition of the 'grievance' given in the Regulation. None of the ingredients of the definition of grievance are contemplated by the complainant while filing his complaint. It is not the case of complainant regarding fall, imperfection, short coming, inadequacy, nature & manner of performance in respect of non compliance of order of Commission. We feel that as the complaint is not tenable in view of discussion given above the complaint is liable to dismiss.

We would like to discuss one more point in connection Regulation no. 6.9 the Forum has to reject the Grievance if it is frivolous, vexatious, malafide, without any sufficient cause, there is no prima facia loss or damaged of inconvenience caused to the consumer. We are of the opinion complaint can be rejected even after Regulation no. 6.9, hence

order

complaint is dismissed.

No order as cost.

Both the parties be informed accordingly.

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

Note : 1) If Consumer is not satisfied with the decision, he may go in appeal 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 go in appeal before the Hon. High Court within 60 days from receipt of the order.

DR. ARCHANA SABNIS
MEMBER
CGRF, BHANDUP

S. K. CHOUDHARY
CHAIRMAN
CGRF, BHANDUP