

**CONSUMER GRIEVANCE REDRESSAL FORUM**  
(Established under the section 42 (5) of the Electricity Act, 2003)  
**MAHARASHTRA STATE ELECTRICITY DISTRIBUTION COMPANY LTD.**  
**JALGAON ZONE**

Office of the  
**Consumer Grievance Redressal Forum**  
AjanthaChauphuli, Old M.I.D.C.  
Jalgaon 425 003

No./ CGRF/JLGZ/DHL Circle/DDE Dn/C.No.24-2016-17/

No 0 0 0 4 3

Date: 03 MAY 2017

(BY R.P.A.D.)

Date of Submission of the case : 03/03/2017  
Date of Decision : 02/05/2017

To.

1) M/s Prameya Industries,  
Plot No. N-23 ,MIDC Area,  
Jalgaon, Tal-Dist-Jalgaon.  
(Consumer No. 110018037114)

- 2) Executive Engineer & Nodal Officer ,  
Maharashtra State Electricity Distribution Co LTD.  
Circle office, Jalgaon.
- 3) Executive Engineer ,  
Maharashtra State Electricity Distribution Com. Ltd.  
Division office, Jalgaon (UCR).



Complainant

Distribution Company

**DECISION**

M/s Prameya Industries, Plot No. N-23, MIDC Area, Jalgaon is LT-V(B) (ii) consumer ( hereafter referred as the Complainant) of the Maharashtra State Electricity Distribution Company Ltd. (hereafter referred as the Distribution Company ) has a grievance regarding excessive collected amount of IC & GC-I Charges in the Bill of March -15 and GC-II & TC Charges in the Bill of April-15. The complainant has filed a representation to the Internal Grievance Redressal Cell (IGRC) , MSEDCL, Jalgaon Circle Office in this regard. But not satisfied with the order of the IGRC , the complainant has submitted the grievance to the Forum in Schedule "A" is registered at inward no. 23 on 03.03.2017.

It was decided to admit this case for hearing after consulting the Forum . The matter was fixed for hearing on 07.04.2017 at 12.00 p.m. in the CGRF Office, Jalgaon and a notice to that effect was sent to the complainant and the concerned officers of the Distribution Company. A copy of the grievance was also forwarded with this notice to the Nodal Officer, MSEDCL, Circle Office , Jalgaon for submitting para wise comments to the Forum on the grievance within 15 days under intimation to the consumer. The copy of this notice was also endorsed to the Superintending Engineer, Circle Office , Jalgaon and Executive Engineer ,Jalgaon UCR Division.

Shri R.F Pawar Dy. Executive Engineer, Circle Office, Jalgaon Shri Sanjay Tadvi, Executive Engineer & Anil R Pawar Dy. Manager(F&A) Jalgaon Division Jalgaon , represented the Distribution Company during the hearing. Shri Shyamsundar Agrawal represented by the complainant.

**Consumer's Representation in Brief :**

1. Our aforesaid Industrial Unit is at Plot No. N-23, MIDC Industrial Area, Ajanta Road, Jalgaon, (MH) 425 003 has an L.T. Electricity Connection and is billed as per the LT-V(B) (ii).



2. MERC, vide its Orders Dated 5<sup>th</sup> September 2013 and 3<sup>rd</sup> March 2014 in the Case No. 38 of 2014, 54 of 2014 and 95 of 2013, in respect of MSEDCL and MSPGCL, has allowed MSEDCL to recover Additional Energy Charges in form of INTERIM Charges (IC), GENCO Charges-I (GC-I), GENCO Charges-II (GC-II) and TRANSCO Charges (TC) from the consumers, as per the following manner and more particularly described in Commercial Circular No. 221. Copy of the said Circular is annexed herewith and marked as Exhibit "A" for your kind perusal.
- i. INTERIM Charges (IC): MSEDCL has filed a petition No. 38 of 2014 before MERC for seeking final truing up of the years FY 2011-12 and FY 2012-13, approval of carrying costs on delayed allowances, additional energy charges for recovery of trued up amount along with carrying costs and determination of cross subsidy surcharge based on the truing up. Accordingly, MERC has issued an Interim Order in favor of MSEDCL, on 3<sup>rd</sup> March 2014 in the said matter by allowing interim relief of Rs 5022 Crs and has directed to MSEDCL to recover through 'Interim Charge' for a period of twelve (12) months at the category wise rates specified in the Order. This shall come into force with effect for the energy bills issued from 1 March, 2014 to 28 February, 2015
  - ii. GENCO Charges-I (GC-I): MSPGCL's has also filed a petition No. 54 of 2014 before MERC for seeking final true up for FY 2011-12, APR for FY 2012-13 and MYT for FY 2013-14 to 2015-16. Accordingly, MERC has allowed MSEDCL to recover/adjust the variation in energy charge component of the amount billed by MSPGCL to MSEDCL through FAC mechanism and variation in fixed charge component in proportion to Average Billing Rate (ABR) of respective consumer categories. In the said Order, MERC has also allowed to MSPGCL to recover/adjust the difference in revenue recoverable in accordance with the Tariff approved for FY 2013-14 vis-a-vis the Tariff charged during the 11 months of FY 2013-14 i.e., April 2013 to February 2014 in 12 equal monthly installments from March, 2013 onwards.
  - iii. GENCO Charges-II (GC-II): In the said Order MERC has directed MSPGCL to recover from MSEDCL the fixed charges of FY 2014-15 from April 2014 to March 2015 in proportion to the ABR of respective consumer categories from the consumers.
  - iv. TRANSCO Charges (TC): MSEDCL has also filed a petition No. 95 of 2013 before MERC. Accordingly, MERC has issued an Order in favor of MSEDCL, on 5<sup>th</sup> September 2013 and directed to MSEDCL to recover Additional Charges of Rs. 192.53 Crs per month due to incremental transmission charges for FY 2013-14 till the time next MYT order is issued. However, now, MERC in its order under ref (I) has stated that the transmission charges for FY 2013-14 was Rs. 465.22 Crs per month and Rs. 424.10 Crs per month for FY 2014-15 and therefore, this revision needs to be considered for charging incremental transmission cost. In line with the above reduction in transmission charges, the additional incremental charges to be recovered from the consumers on a monthly basis are reduced from Rs. 192.53 Crs to Rs. 151.41 Crs. The same will be recovered from the consumers from April 2014 to March 2015 in proportion to ABR of respective consumer categories which is specified under the head TRANSCO Charge for FY 2014-15
3. But, MSEDCL has charged Additional Energy Charges mentioned in the Annexure 'A' which is attached to the Commercial Circular No. 218, instead of above mentioned IC, GC-I, GC-II & TC Charges, to the consumer categories mentioned in the said Commercial Circular No. 218; because of Government of Maharashtra has decided to continue the concession/subsidy which was declared by them, by its Resolution No. संकिर्ण२०१३,५-उर्जा/(२-भाग)२७८.क्र.प्र/ Dated 29/03/2014, to the consumer categories mentioned in the appendix attached to the said Resolution.
4. Then after Government of Maharashtra has withdrawal the said concession/subsidy which was earlier declared by them, by its Resolution No. संकिर्ण२०१३,५-उर्जा/(३-भाग)२७८.क्र.प्र/ Dated 22/12/2014, from the month of December 2014.



5. For that reason, the amounts of Electricity Bills are increased of all the Electricity Consumers. So that, subsequently Government of Maharashtra has again decided to continue the concession/subsidy which was declared by them, by its Resolution No. संकिर्ण २०१३,५-उर्जा/(२-भाग)२७८.क्र.प्र/ Dated 29/03/2014, to the consumer categories mentioned in the appendix attached to the said Resolution, only for the Electricity Billing Month of December 2014 i.e. Electricity Consumption Month of November 2014, by its Resolution No. संकिर्ण २०१४,५-उर्जा/(शिकाना)७०.क्र.प्र/ Dated 22/12/2014.
6. Accordingly MSEDCL has instructed to its all offices that they should not charged Additional Energy Charges in form of IC, GC-I, GC-II and TC to the consumer categories mentioned in the appendix attached to the above mentioned Resolution, for the Electricity Billing Month of December 2014, otherwise it should be refunded, if charged, by its Commercial Circular No. 236.
7. The Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon has refunded the said IC, GC-I, GC-II and TC Charges, to us, which was Charged by the Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon in our Electricity Billing Month of December 2014, which was issued for the Electricity Consumed in the Month of November 2014. No grievance and / or dispute for the same.
8. The MSEDCL has also Charged the said IC, GC-I, GC-II and TC Charges, to us, in the Electricity Billing Month of Jan-15 & Feb-15. No grievance and / or dispute for the same.
9. Then, despite the above mentioned MERC's & Government of Maharashtra's Orders & Circulars issued by your Head office, in this context;
10. The Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon had unlawfully charged the said IC and GC-I Charges, to us, which should not be charged as per the above mentioned Orders, in the Electricity Billing Month of Mar-15. Copy of the significant Bill for the Billing Month of Mar-15 is annexed herewith.
11. Then again, despite the above mentioned MERC's & Government of Maharashtra's Orders & Circulars issued by your Head office, in this context; the Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon had unlawfully charged the said GC-II and TC Charges, to us, which should not be charged as per the above mentioned Orders, in the Electricity Billing Month of Apr-15. Copy of the significant Bill for the Billing Month of Apr-15 is annexed herewith.
12. We have submitted an application to the Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon, to refund us the amount which was collected by them, under the head namely IC, GC-I, GC-II and TC Charges, on dated 28.12.2015.
13. But no cognizance was taken in this regard. Hence we have submitted a Grievance before IGRC (Internal Grievance Redressal Cell), Jalgaon, for order to refund us the amount, collected under the head namely IC & GC-I Charges in the Billing Month of Mar-15 and GC-II & TC Charges in the Billing Month of Apr-15, on dated 14.12.2016. The Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon stated as follows:  
 "..... तरी ग्राहकास लावलेले चार्जस हे बरोबर आहेत TC & GCII , GC I , IC.....".
14. Accordingly the office of the IGRC has dismissed, our above mentioned Grievance, without mentioning any reason, on dated 31.01.2016.
15. Hence, we are approaching before the forum, by submitting said Grievance Application, for order to refund us the said amount
16. In this regard, we are enlighten to you that, the Circle Offices situated at Aurangabad, Nagpur, Dhule, Mumbai, Solapur, including the Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon has not Charged & Billed Additional Energy Charges in form of IC and GC-I Charges in the Electricity Bills for Billing Month of Mar-15, to the HT Industrial Consumers. Copies of the said Bills is annexed herewith
17. in addition to this, we are also enlighten to you that, the Circle Offices situated at Aurangabad, Nagpur, Dhule, Mumbai, Solapur, including the Office of the Additional Executive Engineer, Sub-Division, (Urban-I), MSEDCL, Jalgaon has not Charged & Billed Additional Energy Charges in form of GC-II and TC Charges in the Electricity Bills for Billing Month of Apr-15, to the HT Industrial Consumers. Copies of the said Bills is annexed herewith and marked as Exhibit 'G' collectively for your kind perusal.
18. Moreover, we are also enlighten to you that, the Sub-Divisional Offices situated at Bodwad, Bhusawal Urban, Varangaon, Pahur, Bhusawal E&M, Jamner, Chalisgaon R-I, Chalisgaon-II, Chalisgaon-III, Chalisgaon Urban, Chopda-I, Pachora-I, Pachora-II, Bhadgaon, Raver, &





Yawal-II, has not Charged & Billed Additional Energy Charges in form of IC and GC-I Charges in the Electricity Bills for Billing Month of Mar-15, to the LT Industrial Consumers. Copies of the CPL for the same is annexed herewith .

19. The office of the IGRC has given the above mentioned decision, without considering all these Government Resolutions and Orders of Honorable MERC and without mentioning any reason and/or surmise, in this context.

#### RELIEF SOUGHT :

1. Determine that the order of the IGRC, null and void, in this context.
2. Order to Refund us the said excessive collected amount, collected under the head namely IC & GC-I Charges in the Billing Month of Mar-15 and GC-II & TC Charges in the Billing Month of Apr-15, from us, amounted to Rs. 9,887.16.
3. Order to confer the interest on the said excessive collected amount Rs. 9,887.16 from the date of Collection of the said Amount.
4. Award to Applicant Rs. 10,000/-, as a cost of the said application, which should be payable by the MSEDCL.
5. Take appropriate action against the relevant person/s, who would not take cognizance of our above mentioned Application for Refund.
6. Any other suitable and equitable orders may kindly be passed in favor of the Applicant for the sake of Justice.

#### Arguments from the Distribution Company:

1. The Executive Engineer , Jalgaon Division office has submitted a written reply to the Forum by letter no.983 dated 16.03.2017 which states as under:

- ✓ महावितरण मार्फत सर्व वर्गावारीतील बीलांची आकरणी ही शासन निर्णय एम.ई.आर.सी आणि महावितरण यांच्या समन्वयाने मंजुरी प्राप्त झाले नंतरच विद्युत बिल आकरणी , दरवाढ त्यातील फेरबदल हे होत असतात.
- ✓ संबंधीत ग्राहकची तक्रार लक्षात घेता माहे डिसेंबर -२०१४ ते मार्च -२०१५ या कालावधीत ग्राहकस IC,GC-I, GC-II आणि TC चार्जेस पैकी ग्राहकची तक्रार ही माहे मार्च व एप्रिल -२०१५ या कळात लागलेले चार्जेस विषयी आहे.
- ✓ एम.ई.आर.सी आदेशान्वये परिपत्रक क्र.२२१ नुसार अंमलबजावणी ही करण्यात आली. दि.१२.०८.२०१५ पर्यंत जळगाव विभाग हा -सी.जी.एल या कंपनीस हस्तांतर वेळा होता. त्यामुळे औद्योगिक क्षेत्रातील ग्राहकांना मासिक देयक हे कॅलेंडर मंथ प्रमाणे कार्यान्वीत होत असते त्यामुळे मासिक देयक ही ०९ ते ३१ या कालावधीत असुन पुढील १६ दिवसांत त्यांचा भरणा हा ग्राहकं मार्फत होत असे, त्यामुळे सी.जी.एल कार्यकळ हा बिलींग हा बरोबर असुन मार्च /एप्रिल -२०१५ मधील लावण्यात आलेले चार्जेस ही तंत्रशुध्द व संगणकिय प्रणाली मार्फतच लावलेले असुन ते बरोबर आहेत.

2. The Forum had directed the Distribution Company to give comments about applying these charges to the other consumers. Accordingly the Executive Engineer, UCR Division ,Jalgaon has submitted following information by letter dated 12/04/2017:

- ✓ ४२३६ Billing नोव्हेंबर -२०१४ Applicable for IC,GC,TC,GC-2 परिपत्रकची तारीख पाहिली असता तसेच जळगाव संगणक विभागाने दिलेल्या माहितीच्या आधारे खालील आकरणी झाली आहे.

a) As per Annexure 'A'	IC @ 0.94*5850 unit = 5499.00	6435.00
Feb-2015.	GC-I @ 0.16*5850 unit = 0936.00	
b) March-2015	GC-II @ 0.30*5394 Unit = 1618.20	3452.16
	TC @ 0.34* 5394 unit = 1833.96	

- ✓ वरील बाब (अ) नुसार पडताळणी केली असता यातील सर्वात महत्वाची बाब ही अशी की, माहे फेब्रुवारी -२०१५ या कळातील वीज बिले ग्राहकस वेळेत म्हणजे दि.१०.०३.२०१५ या तारखेस अदा केली आहेत. विशेष बाब म्हणजे या कळात महावितरणच्या वतीने मे.सी.जी.एल ही कंपनी ग्राहकांना वीज बिले वेळेत देत होती, जसे फेब्रुवारी -२०१५ चे बिल दि.१०.०३.२०१५ पर्यंत आणि मार्च-२०१५ बिल ०७.०४.२०१५ पर्यंत ग्राहकांना अदा केली आहेत. म्हणजे तक्रार अर्जातील दर्शविण्यात आलेला तक्ता 'E' यातील महावितरण यांनी दर्शविलेली रक्कम ही तंतोतंत रु.१.७४ प्रमाणे अतिशय संयुक्तीक आहे. तसेच ०.६४ प्रमाणे दर्शविलेली रक्कम ही देखील संयुक्तीक आहे. बिलींग हे प्रलंबित नसल्यामुळे करण्यात आलेली आकरणी व लावण्यात आलेली दरसुची ही MERC यांचे आदेश Annexure 'A' प्रमाणेच आहेत.

- ✓ अति.कार्यकारी अभियंता , जळगाव उपविभाग -१ यांनी याबाबतीत MERC यांचे आदेश दुर्लक्षित / मानले नाहीत हे चुकीचे असुन उपविभागामार्फत मिटर युनिटस हे संगणक विभागास देण्यात येतात व त्या आधारे संगणक विभागातून बिले तयार करण्यात येतात.



- ✓ जळगाव प्रविभागातील व्हाही उपविभागातील गावे ही तक्रारीत नमूद केली असून त्यांना माहे फेब्रुवारी -१५, मार्च-१५ या काळात आकारणी केली नाही हे तथ्य चुकीचे असून त्या गावातील व्हाही केसेस यासोबत जोडत असून त्यांचा बिलिंग दिनांकचे कृपया अवलोकन व्हावे. यात मार्च-२०१५ या महिन्यातील आलेल्या व्हाही दिवसांवर आकारणी केली असून उर्वरित दिवस हे पुढील महिन्यातील असल्याने त्यांना त्याचा फरकदा झालेला आहे. परंतु तक्रार असलेल्या ग्राहकांचे बिलिंग हे दिनदर्शिके माह प्रमाणे असल्याने त्यांना आकारणी वाणिज्य परिपत्रकप्रमाणेच झाली आहे.
3. The complainant has offered following comments on the letters dated 16/03/17 and 12/04/17 by the Distribution Company:
- ✓ वितरण कंपनीने सदरील दोन्ही लेखी प्रतिवेदनमार्फत अर्जदार / ग्राहकाने मंचासमोर दाखल केलेल्या गान्हाण्यात मांडलेले कोणतेही मुद्दे खोडून काढलेले नाहीत.
  - ✓ तसेच वितरण कंपनीने सदरील दोन्ही लेखी प्रतिवेदनमार्फत अर्जदार गान्हाकाने मंचासमोर दाखल केलेल्या गान्हाण्यात मांडलेल्या मुद्द्याच्या पुष्टीकरणासाठी अर्जदार / ग्राहकाने जोडलेल्या कोणताही पुराव्या खोटा आणि/किंवा चुकीचा असल्याचे नमूद केलेले नाही.
  - ✓ या उपरांत, वितरण कंपनीने आपल्या दि. १२.०४.२०१७ रोजीच्या लेखी प्रतिवेदनात पुढील प्रमाणे नमूद केल्यानुसार, "जळगाव येथील प्रविभागातील काही उपविभागातील गावे ही तक्रारीत नमूद केली असून, त्यांना माहे फेब्रुवारी-१५ व मार्च-१५ या काळात आकारणी केली नाही हे तथ्य चुकीचे असून त्या गावातील काही केसेस या सोबत जोडत असून त्यांचा बिलिंग दिनांकाचे कृपया अवलोकन व्हावे, ....."; अर्जदार ग्राहकाने सदरील केसेसचे अवलोकन केले असता, वितरण कंपनीचे वर नमूद म्हणणे पूर्णतः चुकीचे असल्याचे शाबित होत असून, अर्जदार ग्राहकाचे म्हणणे पूर्णतः बरोबर असल्याचे वितरण कंपनीने सदरील लेखी प्रतिवेदानासोबत जोडलेल्या काही केसेस वरून पूर्णतः शाबित होत आहे.
  - ✓ यासंबंधात मेहरबान मंचाच्या अधिक माहितीसाठी वितरण कंपनीने वर नमूद आपल्या लेखी प्रतिवेदनासह जोडलेल्या केसेस आम्ही परत आमच्या सदरील खुलास्या/प्रत्युत्तरा सोबत, त्यातील महत्त्वाच्या अंकास (Figure) ठळक (Highlight) करून जोडित आहोत: यावरून मंचास लक्षात येईल कि, या सर्व केसेस मध्ये माहे डिसेंबर-२०१४ मध्ये तयार करण्यात आलेल्या वीज बिलात वितरण कंपनीने IC+GCI+GCII+TC या नावाने आकारलेले शुल्क (Charges) संबंधित ग्राहकास परत केलेले आहेत, तसेच माहे मार्च-२०१५ मध्ये तयार करण्यात आलेल्या वीज बिलात वितरण कंपनीने फक्त GCII व TC या नावाने असलेले शुल्क (Charges) आकारलेले आहेत, तसेच मार्च-२०१५ या महिन्यात वितरण कंपनीने IC व GCI या नावाने असलेले शुल्क (Charges) आकारलेले नाहीत. तसेच माहे एप्रिल-२०१५ मध्ये तयार करण्यात आलेल्या वीज बिलात वितरण कंपनीने कोणत्याही माथळ्याखाली कोणतेही अतिरिक्त वीज शुल्काची (Charges) आकारणी केलेली नाही.
  - ✓ थोडक्यात, अर्जदार ग्राहकाच्या म्हणण्यानुसार तसेच वितरण कंपनीने आपल्या लेखी प्रतिवेदनासह सादर केलेल्या केसेसनुसार अर्जदार ग्राहकाव्यतिरिक्त अन्य ग्राहकाकडून वितरण कंपनीने IC व GCI शुल्क (Charges) हे फक्त दोनच महिने घेतले आहेत तसेच GCII व TC शुल्क (Charges) हे फक्त तीनच महिने घेतले आहेत व हेच बरोबर आहे. याउलट वितरण कंपनीने अर्जदाराकडून IC व GCI शुल्क (Charges) हे तीन महिने घेतले आहेत तसेच GCII व TC शुल्क (Charges) हे चार महिने घेतले आहेत व हे पूर्णतः चुकीचे व बेकायदेशीर सुद्धा आहे.

#### Action by IGRC :

1. The complainant submitted the grievance to the Internal Grievance Redressal Cell, Jalgaon, Circle office on 20/12/2016 .
2. Under letter No.506 dated. 31/01/2017,the IGRC took following decision:
  १. महाराष्ट्र राज्य विद्युत वितरण कंपनी मर्यादित यांनी योग्य विद्युत बिले दिल्यामुळे मागणी मान्य करण्यात येत नाही.
  २. वरील निर्देशांसह सदरची तक्रार निव्वली व्हाण्यात येत आहे.

#### Observations by the Forum:

1. The MERC vide Orders dt. 03/09/2013, 04/09/2013 & 05/09/2013 has permitted MSEDCL to recover Additional Energy Charges (AEC) from all category consumers w.e.f. September 2013 for further period of 6 months on account of validated increased expenditure on various project of MSPGCL & MSETCL. In order to reduce the impact of hike in electricity tariff, Government of Maharashtra decided to give concession in electricity rates to the MSEDCL consumers vide GR No. Sankirna/2013/C.No. 278 (Part-1)/ERG-5 dt. 29/01/2014 by offering subsidy. Based on the Government of Maharashtra GR dt. 29/01/2014 as mentioned above , MSEDCL issued a Commercial Circular No. 218 dated 18/02/2014 under which the rise in tariff in September 2013 for Residential (up to 0 to 300 units), Commercial, Industrial and Agricultural consumers is reduced as per Annexure "A" to the circular . These concessions were limited to Energy Charges as per this Annexure.





2. The concessional tariffs was applicable from 1<sup>st</sup> February 2014 till such time the Government of Maharashtra covers the difference by way of direct subsidy under section 65 of Electricity Act, 2003 and also as envisaged in the Government Resolution.
3. Later Government of Maharashtra issued a GR dt. 22/12/2014 under which the concessional tariff was withdrawn for other than agricultural consumers with effect from December 2014. Accordingly the MSEDCL issued a Commercial Circular no. 236 dated 26/12/2014 . In this circular it mentioned that the concession in tariff shall be applicable to the industrial consumers of the MSEDCL for the month of December 2014 (billed for the consumption in November 2014) in view of the Government of Maharashtra GR dt. 22/12/2014 and GR dt. 29/01/2014 .
4. As per MERC Interim Order dt. 03 March 2014 in Case No. 38 of 2014,. MERC Order dt. 03 March 2014 in the Case No. 54 of 2014 MSEDCL was allowed to recover Interim Charges (IC), GENCO Charge (GC I & II ) & TRANSCO Charge(TC) at the rates and period approved by the Commission .
5. In view of the above mentioned MERC orders the Distribution Company has issued a Commercial Circular No. 221 dated 15<sup>th</sup> March 2014 from the CE (Commercial) ,MSEDCL, Mumbai . As per this circular , the IC, GC and TC charges are not made applicable to the consumer categories mentioned in Commercial Circular No. 218 dt. 18/02/2014 and the GoM concession/subsidy continued to be applicable for categories specified by GoM's Resolution dt. 29/01/2014 . As per this circular :
  - ✓ Interim Charges (IC) and Genco Charges (GC-I) are to be applied for the energy bills issued from March 2014 to February 2015
  - ✓ Genco Charges (GC-II) and Transco Charges (TC) are to be applied for the energy bills issued from April 2014 to March 2015.
  - ✓ The charges are to be applied as per rates specified in the Annexure 'A' . The rates for LT-V category are given below:

Applicability Category	March 2014 to February 2015		April 2014 to March 2015	
	Interim Charges (IC)	Genco Charges (GC-I) 2013-14	Genco Charges (GC-II) 2014-15	Transco Charges (TC) 2014-15
	Ps/kWh	Ps/kWh	Ps/kWh	Ps/kWh
<b>LT-V -Industrial</b>				
0-20 KW	59	10	19	21
Above 20 KW	94	16	30	34

6. As per MSEDCL's circular No. 236 dt.26.12.2014 and Government of Maharashtra resolutions , read with the Commercial Circular No. 221 dated 15/03/2014
  - ✓ the consumer can not be charged IC, GC and TC for consumption in November -14 .
  - ✓ As the concession ceases to continue after December-14 , the consumers are to be charged IC+GC-I+GC-II+TC for consumption in December -14 , January -15 and February-15 .
  - ✓ the consumers are to be charged GC-II+TC for consumption in March -15
7. In the extant case the Distribution Company has issued bills for consumption in calendar month. The summary of the bills for this consumer based on the details of the CPL for the period Feb-14 to April -15 is given as under:

Bill Month	Consumption Period	Bill Date	Total Cons	Energy Charges	Add. Charges
Feb-14	31-Jan-14 to 28-Feb-14	12-Mar-14	6278	44008.78	0
Mar-14	28-Feb-14 to 31-Mar-14	07-Apr-14	5052	35414.52	0
Apr-14	31-Mar-14 to 30-Apr-14	05-May-14	5521	38702.21	0
May-14	30-Apr-14 to 31-May-14	05-Jun-14	4693	32897.93	0
Jun-14	31-May-14 to 30-Jun-14	11-Jul-14	2592	18169.92	0
Jul-14	30-Jun-14 to 31-Jul-14	08-Aug-14	4269	29925.69	0
Aug-14	31-Jul-14 to 31-Aug-14	15-Sep-14	0	0	0
Sep-14	31-Aug-14 to 30-Sep-14	08-Oct-14	4269	29925.69	0
Oct-14	30-Sep-14 to 31-Oct-14	11-Nov-14	8538	59851.38	0





Bill Month	Consumption Period	Bill Date	Total Cons	Energy Charges	Add. Charges
Nov-14	31-Oct-14 to 30-Nov-14	12-Dec-14	0	0	0
Dec-14	30-Nov-14 to 31-Dec-14	14-Jan-15	8538	59851.38	14856.12
Jan-15	31-Dec-14 to 31-Jan-15	09-Feb-15	8538	59851.38	14856.12
Feb-15	31-Jan-15 to 28-Feb-15	10-Mar-15	5850	41008.5	10179.00
Mar-15	28-Feb-15 to 31-Mar-15	07-Apr-15	5394	37811.94	3452.16
Apr-15	31-Mar-15 to 30-Apr-15	08-May-15	5392	37797.92	

- ✓ It is seen that no additional charges are applied for the bills of Feb-14 to Nov-14 as per Government of Maharashtra directives.
- ✓ The consumer is charged IC+GC-I+GC-II+TC (at Rs.1.74) for consumption in December -14, January -15 and February-15. The consumer is charged GC-II+TC (at Rs 0.64) for consumption in March -15. This is justified as per MERC orders, GOM Resolutions and Commercial Circulars 221 and 236.

Hence the claim of the refund of additional charges and interest thereon for February-15 and March -15 can not be considered.

8. The demand of the complainant to award Rs. 10,000/-, as a cost of the said application, can not be considered as the CGRF & EO Rules, 2006 and MERC (Standards of Performance of Distribution Licensees, Period for Giving Supply and Determination of Compensation) Regulations, 2014 do not provide for any such award.
9. The complainant has demanded to take appropriate action against the relevant person/s, for not taking the cognizance of their application for refund. But the Forum did not find any deliberate or inordinate delay on the part of any employee of Distribution Company. Hence no action is required in this regard.

In view of the observations and directions as elaborated in the preceding paragraphs the following order is passed by the Forum for implementation:

#### ORDER

1. The Grievance is rejected.
2. If aggrieved by the non-redressal of his Grievance by the Forum, the Complainant may make a representation to the Electricity Ombudsman, 606, 'KESHAVA', Bandra Kurla Complex, Bandra (East), Mumbai 400 051 within sixty (60) days from the date of this order under regulation 17.2 of the MERC (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006.

— sign —  
(RAJAN S. KULKARNI)  
MEMBER

— sign —  
(D.K.MOHOD)  
MEMBER-SECRETARY

— sign —  
(SURESH P. WAGH)  
CHAIRMAN

#### Consumer Grievance Redressal Forum Jalgaon Zone

#### Copy for information and necessary action to:

1. Chief Engineer, Maharashtra State Electricity Distribution Company Ltd., Jalgaon
2. Superintending Engineer, Maharashtra State Electricity Distribution Company Ltd. Jalgaon.

*(Signature)*  
Member-Secretary/Executive Engineer  
MAH. STATE. ELECT. DIST. CO. LIMITED  
Consumer Grievance Redressal Forum  
Jalgaon Zone Jalgaon