



Consumer Grievance Redressal Forum, Kalyan Zone
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301
Ph- 2210707, Fax – 2210707, E-mail : cgrfkalyan@mahadiscom.in

IN THE MATTER OF GRIEVANCE NO. K/N/092/686 OF 2011-2012 OF
SMT. HASRATUNNISHA JAVED BEIG, ULHASNAGAR REGISTERED
WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE,
KALYAN ABOUT NEW CONNECTION .

Smt. Hasratunnisha Javed Beig
Behind Milan Darshan Apartment
Opp. Block No. 738
Ulhasnagar – 421 003

(Here-in-after
referred
as Consumer)

Versus

Maharashtra State Electricity Distribution
Company Limited through its
Dy. Executive Engineer Ulhasnagar
Sub-Division No. II

(Here-in-after
referred
as licensee)

- 1) Consumer Grievance Redressal Forum has been established under "Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2006" to redress the

grievances of consumers. This regulation has been made by the Maharashtra Electricity Regulatory Commission vide powers conferred on it by Section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, 2003. (36 of 2003).

- 2) The Complainant registered grievance with the Forum on 21/01/2012 for New Connection.

The details are as follows :

Name of the complainant :- Smt. Hasratunnisha Javed Beig

Address: - As given in the title

Consumer No : -

Reason of dispute : New Connection

- 3) The batch of papers containing above grievance was sent by Forum vide letter No EE/CGRF/Kalyan/0112, dated 21/01/2012 to Nodal Officer of licensee. The licensee filed reply vide letter No. SE/KC-II/Tech/783 dated 21/02/2012.
- 4) Hearing was held on 21/02/2012 @ 16.00 hrs. The Members of the Forum heard both the parties in the meeting hall of the Forum's office. Smt. Hasratunnisha Javed Beig Consumer & Shri Kale Nodal Officer, Shri Kasal, Asstt. Engr., Shri Nemade, Dy. Ex. Engr. representatives of the licensee attended hearing. Minutes of the hearing including the submissions made by the parties are recorded and the same are kept in the record.
- 5) We are disposing this matter without touching to the merits of the case in view of the Regulation No. 6.7 (d) of Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity

Ombudsman) Regulations, 2006. During the hearing the representatives for licensee brought to the notice of this Forum in respect of this subject matter for new connection the complainant has already approached to the Civil Court, Ulhasnagar and that suit is pending. This fact is admitted by the complainant. However, complainant expressed that it intends to withdraw the said suit and continue this proceedings. At the time of hearing on 21/02/2012 an application was submitted by the complainant seeking some time to submit the withdrawal of the suit papers before this Forum and the order passed by the Civil Court regarding permission to withdraw that suit. As per request of the complainant to submit the papers and order of the Court regarding withdrawal of the suit, the matter was adjourned on 07/03/2012. On 07/03/2012 the complainant neither approached to this Forum nor submitted order of the Court regarding withdrawal of that suit which was filed by complainant against licensee for the same relief. After 07/03/2012 till the passing of this order the complainant did not approach this Forum, therefore there was no any other way before this Forum except to dispose this matter as stated above as this Forum cannot entertain the grievance as per Sub-Clause (d) of Regulation No. 6.7. The Sub-Clause (d) of the said Regulation debarred this Forum to entertain the grievance as the representation by complainant in respect of the same grievance is pending before the Hon. Court. Hence order :

OPERATIVE ORDER

- 1) The grievance application is not tenable hence it is dismissed.
- 2) The Consumer can file representation against this decision with the Hon. Electricity Ombudsman within 60 days from the date of this order at the following address.

“Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission, 606/608, Keshav Bldg, Bandra Kurla Complex, Mumbai 51”.

Date : 27/03/2012

(Mrs. S.A. Jamdar)
Member
CGRF Kalyan

(R.V. Shivdas)
Member Secretary
CGRF Kalyan

(S.K. Chaudhari)
Chairperson
CGRF Kalyan