



Consumer Grievance Redressal Forum, Kalyan Zone
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301
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No. K/E/726/860 of 2013-14

Date of Grievance : 13/08/2013
Date of order : 04/03/2014
Period Taken : 204 days.

IN THE MATTER OF GRIEVANCE NO. K/E/726/860 OF 2013-14 IN RESPECT OF
SHREE SAINATH STEEL & WIRE CO. OF GOKHIWARE, VASAI (E)
DIST. THANE, REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL
FORUM KALYAN ZONE, KALYAN REGARDING EXCESSIVE ENGERY BILL.

Shree Sainath Steel & Wire Co.,

Gala No.6, Vighneshwar Ind. Est. Gauripada,

Gokhiware, Vasai (E)-401 208

Distrit-Thane

(Hereafter referred as Consumer)

Consumer No.001590791268

Versus

Maharashtra State Electricity Distribution

Company Limited though its

Dy.Exe.Engineer, Vasai Road, Sub.Divn, (Hereinafter referred as Licencee)

Appearance : For Consumer – Shri Harshad Seth.

For Licencee - Shri Umberje -Deputy Executive Engineer,

(Per Shri Sadashiv S.Deshmukh, Chairperson)

1] Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of Electricity Act 2003.(36/2003). Hereinafter for the sake of brevity referred as 'MERC'. This Consumer Grievance Redressal Forum has been

established as per the notification issued by MERC i.e. “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2006” to redress the grievances of consumers vide powers conferred on it by Section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, (36/2003).

2] Consumer was having supply of LT-V category from 24/1/2004, bearing consumer No. 001590791268. This grievance is presented on 13/8/2013, contending that consumer is entitled to refund of RLC for Rs.2,27,994/-. In this regard, paper pertaining to this grievance were sent to Nodal Officer vide Letter No. EE/CGRF/Kalyan/0392 dated 13/8/2013. Accordingly, this matter was taken up from 2/9/2013 till this date. During this period, consumer has taken liberty to add as many as four rejoinders dated 5/9/2013, 4/12/2013, 10/2/2014 and 4/3/2014. On the other hand, Officers of Licencee filed reply dated 6/1/2014, 18/1/2014 and 4/3/2014. It is a fact that after presentation of this grievance, IGRC has passed an order, it is of 31/8/2013, which is placed on record subsequently.

3] In this matter, from time to time, we heard the aspect and both parties were in the process of crystallizing their contentions towards redressing the grievance. Today both sides appeared i.e. consumer's representative Mr. Sheth for consumer, Dy. Executive Engineer Mr. Umbarje for Licencee and they made it clear that aspect of RLC is now sorted out and both of them submitted that RLC refund was not being considered in the light debit balance of consumer was to the tune of Rs.2,45,893/-, which was more than the figure of RLC claim. However, now, it is clarified by both sides that debit balance is to the tune of Rs.94,450/- only and even consumer's representative confirmed it that RLC amount is only of Rs.1,75,000/-. Accordingly, deducting from said

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RLC ,debit balance of Rs.94,450/- figures comes to Rs.80,771/-, which consumer is entitled for. Officer of Licencee submitted that this amount is payable to consumer and it is being refunded. On behalf of consumer, it is submitted that this balance refund RLC which is now worked out , to the tune of Rs.80,771/-be now credited in the account of HT consumer i.e. Shree Shiv Shakti Steel & Wire Co. which is one of the company from this group in Vasai Circle at Palghar bearing consumer No.003019031140. Officers of Licencee had no objection for such transfer and it is being forwarded to their Circle Officer, which can be considered and complied. Accordingly, we find said adjustment is in the same circle, it can be conveniently done and accordingly this aspect is clear and no more dispute survive on this aspect. Accordingly, this matter is to be disposed off.

This matter could not be disposed within prescribed time as parties were actively considering the aspect and they continued it till this date.

Hence the order.

ORDER

1] Grievance of consumer stands disposed off as they amicably sorted out the dispute as agreed by them.

2] Now Licencee to pay by adjusting an amount of Rs.80,771/- payable to the present consumer bearing No. . 001590791268 and it be credited in the account of this consumer's unit bearing name as Shiv Shakti Steel Wires Pvt. Ltd. situated at Palghar in Vasai Circle bearing consumer No. 003019031140 and it's compliance be reported to this Forum within 45 days from the date of this order.

Dated:4/3/2014

I agree

I agree

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

(Chandrashekhar U.Patil)
Member Secretary
CGRF,Kalyan

(Sadaashive S.Deshmukh)
Chairperson
CGRF, Kalyan

NOTE

- a) The consumer if not satisfied, may file representation against this order before the Hon. 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”.

- b) Consumer, as per section 142 of the Electricity Act, 2003, can approach Hon. Maharashtra Electricity Regulatory Commission for non-compliance, part compliance or delay in compliance of this decision issued under “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2003” at the following address:-

“Maharashtra Electricity Regulatory Commission, 13th floor, World Trade Center, Cuffe Parade, Colaba, Mumbai 05”

- c) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.

ADD

Though in this matter, consumer has approached with a defence that there is a credit balance available in it's another unit bearing consumer named situating at Vinayak Industrial Estate. But it being separate one, liberty being given to the consumer to place before this Forum in separate grievance and factual aspect placed by both sides by way of allegations and counter allegations be added before us and will decide separately.

