



Consumer Grievance Redressal Forum, Kalyan Zone
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301
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IN THE MATTER OF GRIEVANCE NO. K/E/364/417 OF 2011-2012 OF
M/S. BHAGWANDAS ISPAT PVT. LTD., ADDL. MURBAD REGISTERED
WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE,
KALYAN ABOUT REFUND OF ASC / IASC.

M/s. Bhagwandas Ispat Pvt. Ltd.,
H - 20, MIDC., Addl. Murbad
Village – Kundavli
Dist. : Thane

(Here-in-after
referred
as Consumer)

Versus

Maharashtra State Electricity Distribution
Company Limited through its
Superintending Engineer
Kalyan Circle – II, Kalyan

(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 consumer is a H.T. consumer of the licensee with C. D. KVA. The Consumer is billed as per H. T. Industrial tariff. Consumer registered grievance with the Forum on 24/09/2010 for Refund of ASC / IASC. The details are as follows: -

Name of the consumer :- M/s. Bhagwandas Ispat Pvt. Ltd.

Address: - As given in the title

Consumer No : 018019021150

Reason of dispute : Refund of ASC / IASC.

- 3) The batch of papers containing above grievance was sent by Forum vide letter No EE/CGRF/Kalyan/410 dated 24/09/2010 to Nodal Officer of licensee. The licensee filed reply vide letter No. SE/KCK-II/HTB/4639, dt. 28/10/2010.
- 4) The forum heard both the parties on 11/10/2010 and 28/10/2010 in the meeting hall of the Forum's office. Shri B. R. Mantri representative of the consumer & Shri Purohit Nodal Officer, Shri Kale, Asstt. Engineer, 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. Submissions made by each party in respect of each grievance shall be referred while deciding each of the grievances to avoid repetition.
- 5) The consumer has taken electricity connection from the Distribution Licensee (DL) to the industry situated at H - 20, MIDC., Addl. Murbad,

Village – Kundavali, Murbad, Dist : Thane. It is contended Hon. MERC directed the licensee to refund ASC / IASC collected from Oct. 2006 to May 2008 as per the formula laid down in the order dt. 09/11/09 in case No. 144 of 2008 however, consumer did not get the said refund though demanded vide letter dt. 18/06/2010. Consumer therefore moved the I.G.R. Cell but in vain, therefore the instant grievance to direct the licensee to refund the ASC / IASC as per the chart enclosed.

- 6) Licensee filed reply dt. 28/10/2010 contending ASC & IASC is being refunded as per the formula laid down in the MERC case mentioned supra. Both the parties prayed for time to file calculation chart and eventually on behalf of licensee Superintending Engineer Kalyan Circle – II, Kalyan vide report dated 19/04/2011 pointed out that the matter has been settled amicably to which consumer also endorsed. Since matter is amicably settled, it will have to be disposed off.
- 7) This grievance was lodged on 23/09/2010. It will have to be decided within the period of two months, however as stated above both the consumer and the representative for the licensee sought time to make calculation in the light of the order in case No. 144 of 2008, dated 09/11/2009 and eventually filed report of settlement on 19/04/2011, therefore delay has occurred. Hence the order :

O-R-D-E-R

- 1) The grievance application is disposed off as amicably settled vide report dated 19/04/2011.

Date : 25/04/2011

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

(R.V.Shivdas)
Member Secretary
CGRF Kalyan

(S.N. Saundankar)
Chairperson
CGRF Kalyan