



**Consumer Grievance Redressal Forum, Kalyan Zone**

Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) - 421301  
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Date of Grievance : 18/3/2013  
Date of Order : 18/4/2013  
Period Taken : 32 days

**IN THE MATTER OF GRIEVANCE NO. K / E /705/ 831 OF 2012-2013  
OF DIRECTOR, FOREST GUARDS TRAINING SCHOOL, SHAHAPUR  
REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM  
KALYAN ZONE, KALYAN ABOUT EXCESSIVE ENERGY BILL**

The Director,  
Forest Guards Training School,  
At & Post Shahapur, Dist-Thane  
Consumer No. 01559006022

(Here-in-after  
Referred  
as Consumer)

Versus

Maharashtra State Electricity Distribution  
Company Limited through its  
Superintending Engr., Kalyan Circle-2, Kalyan

(Here-in-after  
referred  
as Licensee)

(Per Shri. Sadashiv S. Deshmukh, Chairperson)

1. This 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. The 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 L.T.-II-E-II Consumer of the Licensee. The Consumer is billed as per said tariff. Consumer registered grievance with the Forum on 18/3/2013 for Excessive Energy Bill.

3. The batch of papers containing above grievance was sent by Forum vide letter No.EE/CGRF/Kalyan / 0177 dated 18/3/2013 to Nodal Officer of Licensee. The Licensee filed reply on 8/4/2013.
4. This matter is taken up for hearing. On behalf of Licensee Shri G.M. Vadke, Asst. Director of Forest Guards Training Centre, Shahapur attended. On behalf of Licensee Nodal Office, Shri Giradkar and Dy. Manager (Finance & Accounts), Mr. Sawantrao attended.
5. In reply it is submitted on behalf of Licensee wherein it is indicated that already Consumer is asked to seek independent main meters for residential purpose. However no detailed reply is placed on record.
6. On hearing both sides following factual aspects are disclosed:
  - a) Consumer is a training school under the Forest Department of Government of Maharashtra imparting training to the guards, etc. the said unit is at Shahapur and for the premises therein electric connection is there.
  - b) Present dispute clarified by both sides is limited to the period from September 2010 to June 2012. After June 2012, i.e. from July 2012 independent separate meters are taken for the residential purpose, It is a fact that though Consumer claims that it is an educational institution, dedicated for training staff members in the Forest Department of Government of Maharashtra it secured connection from Licensee and as per Licensee's claim it is having a HT-II connection and tariff rates are fixed as per the order of MERC. Instead of laying hand on an improper application of tariff rate the officers of Consumer submitted that institution is not profit oriented, it is just providing training without any fees hence commercial tariff cannot be applied. Accordingly an attempt is done to seek a concession, that too, converting it from commercial to residential. But as noted above and as seen from the complaint filed before this forum on 15/3/2013 the Consumer is having HT connection.

7. If once it is concluded that Consumer is having a HT connection then question comes up which is appropriate tariff rate applicable as per the order of MERC?
8. With the help of Nodal Officer and the Dy. Manager of Accounts reference is made to the order of MERC , i.e. Case No.111 of 2009 dated 12/9/2010, as well as on page no22 out of the said order which is in the form of a book it is specifically made clear that HT-II Consumer are to pay tariff applicable as per Schedule L.T.-II' and in the bifurcation HT-II Commercial (B), Non Express Feeder (iii) Educational Institutional and Hospitals), Rs. 7.15. It is contended by the Consumer herein that tariff is applied as per said rate, i.e. Rs.7.15, accordingly on behalf of Licensee reliance is placed on it and contended that the said tariff rate was applicable till August 2012.
9. In this connection it is submitted period under dispute by Consumer, i.e. from Sept. 2010 to June 2012 is covered by case No.111 of 2009 of MERC and bills are issued as per aid tariff rate. In this light they submitted that grievance needs no any consideration and it is to be rejected.
10. On behalf of Consumer reference is made to the correspondence in the file contending that every now and then officers of Licensee were asked but the status is not changed and heavy charges are worked out. Considering the aforesaid factual aspects we find that there is no any defect in the bills issued by Licensee to the Consumer for the period Sept. 2010 till June 2012. That aspect is covered in the order of Hon'ble MERC case No.111 of 2009 dated 12/9/2010. Accordingly, we are not able to find any force in contention of Consumer herein. Though various other aspects are agitated on behalf of Consumer but we find said aspect revolves around aforesaid legal position, hence no more comments are required on it. In result this grievance is to be dismissed.

Hence the order

**ORDER**

- 1) Consumer's grievance is rejected or dismissed.
- 2) The Consumer if not satisfied, 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”.*

- 3) Consumer, as per section 142 of the Electricity Act, 003, 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”*

Date : 18/4//2013

I Agree

I Agree

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

(R.V.Shivdas)  
Member Secretary  
CGRF Kalyan

(Sadashiv S. Deshmukh)  
Chairperson  
CGRF Kalyan