

Date of Grievance : 15/04/2013
Date of Order : 11/06/2013
Period Taken : 57 days

**IN THE MATTER OF GRIEVANCE NO. K/E/712/840 OF 2013-14
OF SHRI HASSAMAL MULCHAND, PROP. J.S. PANDEY OF
ULHASNAGAR, DIST-THANE REGISTERED WITH CONSUMER
GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN ABOUT
DIVERTING P/D BILL OF SHOP ON RESIDENTIAL METER**

Shri Hassamal Mulchand,
Prop. J.S. Pandey,
Bk. No. 1294/R-12,
O.T Section,
Ulhasnagar – 421 004

(Here-in-after
referred
as Consumer)

Versus

Maharashtra State Electricity Distribution
Company Limited through its
Dy. Exe.Engineer, Ulhasnagar Sub Section 4
Ulhasnagar

(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 having Residential & Commercial supply from the Licensee. The Consumer is billed as per said tariff. Consumer registered with the Forum on 15/04/2013 for diverting P/D bill of shop on residential meter.
3. The papers containing above grievance were sent by Forum vide letter No. EE/CGRF/Kalyan/0244 dated 15/4/2013 to Nodal Officer of Licensee. The Licensee filed its reply on 13/5/2013.
4. Read reply filed by the Officers of Licensee and heard them. We heard C/R Shri Tekchandani. He is accompanied by Mr. Jagdish Shankar Pandey who claims to be purchaser of premises from Consumer Shri Hassamal Mulchand.
 - a) Dispute is peculiar in itself. Shri Hassamal Mulchand was having two connections one for residential, one for the shop. Residential connection is from the year 1965 and for the shop it is from 14/12/1975. Residential connection continued, but connection for the shop resulted in T/D on 30/8/2003 and P/D in Oct. 2004. Thereafter as bill was issued on 24/12/2012 towards consumption of residential premises therein an amount of Rs.10,646/- added and it was towards the dues of connection available to the shop premises. This particular aspect is disputed.
 - b) The present Applicant though name is written as "Hassamal Mulchand", Hassamal Mulchand is not available before us. The present representative is not the representative of said Hassamal Mulchand but he is representative of Shri J.S Pandey. The said Shri Pandey who is present claims that for last 20 years he is residing in the premises enjoying the supply, paying the bills and hence he is now burdened with the liability which to be dealt as liability is not correct.

5. During this discussion for the first time it is disclosed that Mr. Pandey claims to be Purchaser of the premises but he has not applied for change of name towards the consumer. Unless he is getting the status of Consumer or apply for change in name this Forum is not able to decide the dispute which is brought before us not by Hassamal Mulchand but by Mr. Pandey. Accordingly as Consumer is not present before us, we are not able to exercise any jurisdiction otherwise it will be usurping the jurisdiction. Hence the grievance is to be dismissed on this count.

Hence the order.

O-R-D-E-R

Grievance Application disposed off as person approaching is not the Consumer,

Date : 11/06/2013

I Agree

I Agree

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

(Chandrashekar U. Patil)
Member Secretary
CGRF Kalyan

(Sadashiv S. Deshmukh)
Chairperson
CGRF Kalyan

(This order is dictated in presence of both sides and declared on 11/06/2013 and it is signed today after transcribing it.)

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”.