

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

No. K/E/1075/1295 of 2016-17

Date of Grievance:08/11/2016Date of order:23/11/2016Total days:17

IN THE MATTER CASE OF GRIEVANCE NO. K/E/1075/1295/2016-17 IN RESPECT OF M/S. JAY INDUSTRIAL CHEMICALS PVT. LTD., A-104/116/155 MIDC PH-I, DOMBIVLI (E), DIST. THANE PIN CODE 421 203, REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN REGARDING REFUND OF ADDL. FAC.

M/s. Jay Industrial Chemicals Pvt. Ltd., A-104/116/155, MIDC, PH-I, Dombivli (E), Thane 421 203, (Consumer No. 020029007714) (Hereinafter referred as Consumer)

Versus

Maharashtra State Electricity Distribution Company Limited Addl. Executive Engineer, MSEDCL, KC-(E), Kalyan S/dn-I (Hereinafter referred as Licensee)

Appearance : - For Licensee : Shri Kale-Nodal Officer-KC-I & : Shri Chavan- AEE. : Sakpal- AA For Consumer : Shri Mantri- CR

[Coram- Shri A.M.Garde-Chirperson, Shri L.N.Bade-Member Secretary and Mrs.S.A.Jamdar- Member (CPO)}.

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). Hereinafter it is referred as 'Regulation'. Further the regulation has been made by MERC i.e. 'Maharashtra Electricity Regulatory Commission. Hereinafter referred as 'Supply Code' for the sake of brevity. Even, regulation has been made by MERC i.e. 'Maharashtra Electricity Regulatory Commission (Standards of Performance of Distribution Licensees, Period for Giving Supply & Determination of Compensation) Regulations, 2014.' Hereinafter referred 'SOP' for the sake of convenience (Electricity Supply Code and other conditions of supply) Regulations 2014'.

2] This is a matter in which the MERC vide order dtd 15/6/12 in case No. 43/2012 directed to recover the accumulated amount of FAC in six equal monthly installments from June 2012 to Nov. 2012. However, the MSEDCL has allegedly issued one more supplementary bill to adjust billing period from 1st date and that MSEDC has recovered additional FAC for more than six months. Therefore, consumer prayed for refund of Addl. FAC along with 9% interest as per E Act 2003 in next billing cycle for the period of June 2012 to November 2012.

3] We have heard the consumer and Licensee. It was thereupon felt that matter should be sent to the IGRC for decision within a short time, as the consumer has filed the grievance before IGRC on 8/8/16, but, the IGRC has not passed the order till date.

Hence, the following order is passed.

ORDER

1] The matter be directed to IGRC for hearing and decision.

2] IGRC is directed to decide the matter within 15 working days of the date of receipt of this order and to communicate the same to this Forum.

3] Intimation of this order be sent to the IGRC.

4] The consumer is at liberty to approach CGRF, if he is not satisfied with the order of IGRC in above grievance.

5] This matter stands disposed off.

Dated: 23/11/2016.

(Mrs.S.A.Jamdar)	(L.N.Bade)	(A.M.Garde)
Member	Member Secretary	Chairperson
CGRF, Kalyan	CGRF, Kalyan	CGRF, Kalyan

Copy to :

1] Executive Engineer-cum-Nodal Officer, MSEDCL, Kalyan Circle-I, Kalyan.

2] Addl. Executive Engineer, Ulhasnagar S/dn-I,

Cswrto:- The Chief Engineer, MSEDCL, Kalyan Zone, Kalyan ---..... for favour of information please. Grievance No. K/E/1075/1295 of 2016-17