

**MAHARASTRA STATE ELECTRICITY BOARD**  
**KALYAN ZONE, KALYAN**

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Office of the Consumer  
Redressal  
Behind Tejashri,  
Cherwanji Road,

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Ext-122.

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**IN THE MATTER OF GRIEVANCE NO. K/E/008/0009 OF 04-05**  
**OF SHRI OMPARKASH. J. GARG REGISTERED WITH**  
**CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN**  
**ZONE, KALYAN ABOUT THE EXCESS ENERGY CHARGES**  
**LEVIED BY LICENSEE IN TWO AGRICULTURAL**  
**CONNECTIONS & ONE RESIDENTIAL CONNECTION**

Shri Omparkash J Garg (Here in after  
93, Omshanti Bhavan referred to  
Sindhi Society, Chembur Mumbai400071 as Consumer)

**Versus**

Maharashtra State Electricity Board, through its (Here in after  
Deputy Executive Engineer, Roha, referred to  
Raigadh as licensee)

- 1) Consumer Grievance Redressal Forum has been established under regulation of “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2003” to redress the grievances of consumers. This regulation has been made by the Maharashtra Electricity Regulatory Commission vide powers conformed 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 has since died. The case was registered with forum on 14<sup>th</sup> March 2005 by his brother Anand Parkash Garg & represented before forum by him only. The details are as follows.  
Name of the consumer:- Shri Anand Parkash Garg  
Shedsai, Roha, Raigadh  
Roha 402109  
Consumer Nos: - Ag 59 (036207000595),  
Ag 73 ( 036207000731), R-65 (036207000650)
- 3) The batch of papers containing above grievance was sent by forum vide letter no. 103 dt.14<sup>th</sup> March 2005 to Nodal Officer of licensee. The letter was replied by Nodal Officer vide letter no. Nil dt.6<sup>th</sup> April 2005.
- 4) All the three members of forum heard both the parties on 7<sup>th</sup> April 05 from 15 hours to 16 hours in the meeting hall of the forum’s office. Shri Anand Parkash Garg brother of deceased consumer represented the case of consumer & Shri R.A

Parbhune Nodal Officer, Shri A. P. Sawant Deputy Executive Engineer Roha, Shri V. O. Sonawne Sub Engineer & Shri S. M. Gudekar LDC of licensee represented case for licensee.

- 5) Shri Anand Prakash Garg was asked to explain his grievance. He tried to narrate his grievance for his three connections: -Ag-73, Ag-59 and R-65 but could not explain properly. Shri A. P. Sawant, of licensee then explained the entire case. According to his explanation, Ag-73 connection is billed on HP tariff and Ag-59 connection is also billed on HP tariff. Both these connections have 3 HP motor. He further explained that 3 HP motor of AG-73, was stolen in September 2000, but the billing continued as per HP tariff and billing of Ag-59 was also continued on HP tariff even though KWH meter was installed on this agricultural connection. He further explained that the connection to R-65 has been taken from the incoming cable of AG-59 and the consumer is wrongly under the impression that his consumption on R-65 is recorded on both Ag-59 and R-65 meters.
- 6) Shri Anand prakash Garg, expressed that he rarely use energy from R-65 connection and as such reading shown are excessive readings and he doubts accuracy of the meter.
- 7) Forum asked Nodal Officer to do testing of R-65 meter on 12<sup>th</sup> April 2005 in presence of the consumer. The forum also requested Nodal officer to give financial forecast of all three connections as follows: -
  - (i) Ag-73: - Financial forecast to be prepared based on billing on HP tariff.

- (ii) Ag-59: - Financial forecast to be prepared on the basis of HP tariff upto August 2004 and beyond August 04 the financial forecast is to be prepared both on the consumption as well as HP tariff and the benefit shall be passed on to the consumer as per the MERC directives i.e. KWH billing and HP billing shall be compared and the benefit shall be given to the consumer whichever works out to be lower.
- (iii) R-65: - Financial forecast right from the beginning i.e. date of installation to the date of testing i.e. 12<sup>th</sup> April 2005 shall be prepared and submitted to the forum.

8) All the three above financial forecast shall be submitted to the forum on 21<sup>st</sup> April 2005.

9) Nodal officer submitted the financial forecast of all the three connections on 21<sup>st</sup> April 2005. The details are as follows: -

(i) **AG-73:** - The billing on this connection is done on H.P. tariff and as such has no relevance with the theft of three H.P. motor of the consumer. The bill prepared by the licensee from Oct.99 upto January 2005, after taking into consideration the payment made by the consumer, works out to Rs.5750/-

Bill amount	Rs 10,428-00
Less amount paid	Rs 4680-00

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Net amount   Rs 5747-00

Rounded to Rs 5750-00.

(ii) **AG-59:** - The licensee has prepared bill from March 2004 to January 2005 based on HP tariff, taking into consideration the

Govt. policy of giving zero bill during the period July 2004 to March 2005 to agricultural consumers. The bill works out to be Rs 1495/-. The meter on this agricultural connection was installed on 12<sup>th</sup> August 2004.

iii) **R-65:** -The meter on this residential connection was tested by the licensee as per the request of the forum on 12<sup>th</sup> April 2005 in presence of the consumer. The signature of the consumer was also obtained on the meter testing report. The percentage error was found to be 11.25% slow. The recovery based on 11.25% slow works out to be 0.6 units .The details are as follows: -

The total consumption of 14 months is 296 units.

As per clause 15.4.1 of Maharashtra Electricity Regulatory Commission (Electricity Supply Code and Other Condition of Supply), Regulation, 2005 the consumption of three months is to be considered. The prorata consumption of three months works out to be 60 units and based on 11.25% slow meter, the unit works out to 0.6 units as mentioned above. This is negligible consumption and hence the licensee has neglected and not taken into consideration while preparing the bill.

Bill amount = Rs 1740-00

Amount paid= Rs 1858-00

Credit bill = Rs 118-00

The licensee has issued this credit bill to the consumer.

10) The connection to R-65 KWH meter has been taken from the incoming cable of Ag-59 meter and hence there is no question

of residential consumption being recorded on both R-65 as well as Ag-59 meters.

- 11) All three bills mentioned in Para (9) have been issued to the consumer by licensee on 21<sup>st</sup> April 2005 and the consumer has accepted all the bills and given in writing to the forum that he agrees with all the three bills and withdraws his grievance. The forum passes no order, as grievance stands solved for all the three connections.

**Date: - 9/5/2005 CONSUMER**

**(V.M.Bhatkar)**

**Member Secretary**

**CGRF Kalyan**

**(V.V.Kelkar)**

**Member**

**CGRF Kalyan**

**(I.Q.Najam),**

**Chair person**

**CGRF Kalyan**