

**CONSUMER GRIEVANCE REDRESSAL FORUM**  
**NAGPUR ZONE (RURAL) M. S. E. D. C. L.**

Plot No.12, Shrikrupa, Vijaynagar, Chhaoni,  
NAGPUR – 440 013

SHRI V.R.Khobragade,IAS(Retd)  
Chairman

PH.(R)2457651(M)9923136412 (O) 0712- 2022198

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NO. CGRF/NZ/R/

Date :

**Certified copy of order dtd 11<sup>TH</sup> June,2009 in Case No. 97/2009 is enclosed herewith.**

Member-Secy/ Exe.Engineer,  
C.G.R.F.(NZ-R)MSEDCL  
N A G P U R

Copy to:-

1. Sau. Shaila Sanjay Gaidhane, C/O. Shaila Photo Studio & Beauty Parlour, Bajar Ward, Behind Shriram Talkies, At-Post & Tah- Hinganghat, Dist-Wardha(M.S.)
2. The Chief Engineer,Nagpur Zone (Rural)MSEDCL, Vidyut Bhavan,Katol Road, Nagpur.
3. The Exe.Engineer/N.O., O&M Circle Office, MSEDCL.Wardha, --
4. The E.E.,C.C.O&M Dn., MSEDCL, Hinganghat .for information and necessary action.

Address of **the Electricity Ombudsman** is given as below.

Office of - **The Electricity Ombudsman,**

Maharashtra Electricity Regulatory Commission,  
606-608, Keshava Building,  
Bandra-Kurla complex,  
MUMBAI- 400 051

TEL.- 022 - 26592965 (Direct)  
022 - 26590339 (Office)

**BEFORE THE CONSUMER GRIEVANCE REDRESSAL FORUM  
M. S. ELECTRICITY DISTRIBUTION CO.LTD.  
(NAGPUR ZONE – RURAL) NAGPUR.**

Application/Case No. CGRF/NZ/Rural/ **97** of 2009

Applicant : Sau. Shaila Sanjay Gaidhane, C/O. Shaila Photo Studio & Beauty Parlour, Bajar Ward, Behind Shriram Talkies, At-Post & Tah-Hinganghat, Dist-Wardha(M.S.)

**-- VS --**

Non-applicant : 1.ExecutiveEngineer/Nodal Officer, Internal Grievance Redressal Cell, CircleOffice, M.S.E.D.C.L., Wardha.  
2.Executive Engineer,C.C.O&M Dn., M.S.E.D.C.L., Hinganghat.

Present : 1.Shri V.R.Khobragade,Chairman  
2.Shri D.K.Choudhari, Member-Secy.  
3.Shri M.G.Deodhar,Member.

Appearance. : 1. Shri B.V.Betal,  
Representative of Applicant Present.  
1. Shri R.K.Giri,Dy.E.E.  
2. Shri P.R.Ghorude, A.E.  
Present for Non-Applicants.

**ORDER**

( Passed this 11<sup>th</sup> day of June,2009)  
( Per Shri V.R. Khobragade, CHAIRMAN)

1. Being aggrieved with the order of I.G.R.C., Wardha, the Applicant filed an Application in form schedule 'A' as per MERC (CGRF&EO) Regulations,2006 to this Forum on **7<sup>th</sup> May,2009** requesting to provide electricity connection to the premise of Applicant.
2. After receipt of his application, the Forum issued acknowledgement to Applicant, called parawise comments of the non-applicants(hereinafter called 'DL'/'NA'), a copy of the parawise comments was sent to the Applicant, issued notices to both the parties, finally heard both the parties on **4/6/2009**. Forum thus, offered a fair, reasonable and adequate opportunity to both the parties for submission of their say in the matter.

3. The matter in brief is that the Applicant's connection was disconnected by D.L. after detection of theft on the premise against which the Applicant made an application to the IGRC, Wardha. Being aggrieved with the order of cell, the Applicant came to Forum on **7<sup>th</sup> May,2009**.
4. On the date of hearing both the parties were present and they were heard. Both the parties reiterated the same points as mentioned in the application and parawise comments.
5. Representative of Applicant contended that electric supply of applicant was disconnected by D.L. on 20/7/2007. Applicant approached to Civil Court, Hinganghat and Joint Civil Judge has passed order on 9/11/2007 for resuming electric supply to Applicant. Applicant has apprised of the order to officer of D.L. on 19/12/2008 but still the connection was not released and hence Applicant approached to I.G.R.C. Wardha on 23/1/2009. The I.G.R.C. Wardha has passed order on 20/3/2009 and the Applicant apprised the concerned officer of D.L. on 9/4/2009. Representative of Applicant requested Forum to pass order for compensation of Rs. 25000/- and 10000/- towards harassment made by N.A.
6. Shri R.K.Giri,Dy.E.E. was present on behalf of non-applicants and he has contended that Applicant's supply was disconnected on 20/7/2007 as theft of energy was detected by Flying Squad and Applicant was asked to pay Rs. 24000/- but Applicant has not paid said amount putting forth the reason that legal process is going on vide No. 112/2000. He further contended that Jt. Civil Judge, Hinganghat held that Applicant is getting benefit of case No.112/2000 and hence directed Applicant to pay Rs. 21,377/- and directed D.L. to resume supply to Applicant after payment of amount of Rs. 21,377/-. Applicant has made payment of Rs. 24000/- but has not paid an amount of Rs. 21,377/- towards arrears as ordered by Jt.Civil Judge and hence supply could not be resumed to premise of the Applicant.

7. On going through the record, following facts have been noticed by Forum that the Applicant's connection was disconnected on the charge of theft of electricity which was detected by officers of Flying squad of D.L.. There was an arrears of Rs. 21,377/- which was not paid by Applicant hence connection could not be resumed. Forum find that the Jt. Civil Judge, Hinganghat directed the Applicant to make payment of an amount of Rs. 21,377/- to non-applicants and on receipt of payment in arrears, non-Applicant to resume electricity supply to Applicant. But Applicant has not paid an amount of arrears. The representative of Applicant requested to Forum that this huge amount should be bifurcated and Applicant should be allowed to pay installments. Forum in this regard considered his request and directed the Applicant to pay Rs. 10,000/- within one week from receipt of this order and remaining amount be paid in three equal installments. As per instructions of Head Office, Mumbai of D.L. not more than three installments be allowed to any consumer for payment of arrears due on him/her. After receipt of arrears, non-Applicant shall release connection to Applicant. In this case question of compensation of Rs. 25,000/- and compensation of Rs. 10,000/- towards mental harassment does not arise since the Applicant is in default.
8. With the above observations, the Forum thus unanimously pass the following order.

**-: ORDER :-**

1. The application is disallowed.
2. The Applicant shall pay Rs. 10,000/- out of arrears of Rs. 21,377/- within one week from receipt of this order and remaining amount be paid in three equal installments. D.L. is directed to release power connection on receipt of amount in arrears.
3. No order to costs.
4. Parties be informed accordingly.

SD/-	SD/-	SD/-
(V.R.KHOBRADE)	(D.K.CHOUDHARI)	(M.G.DEODHAR)
CHAIRMAN	MEMBER/SECY	MEMBER
CONSUMER GRIEVANCE REDRESSAL FORUM		
M.S.E.D.C.L.(NAGPUR ZONE – RURAL)NAGPUR		



