

**CONSUMER GRIEVANCES REDRESSAL FORUM;**  
**MSEDCL NAGPUR (RURAL) ZONE NAGPUR**  
**COMPLAINT NO. 14/2015**

M/s. Tirupati Nonwoven Pvt.Ltd.  
Mouza Nandgaon  
Tq.Hinganghat  
District - Wardha.

**Complainant**

„VS..

1. Superintending Engineer,  
MSEDCL,O&M Circle,  
Wardha.
2. Executive Engineer/Nodal Officer,  
I. G. R. C., Circle Office,  
MSEDCL,Wardha.

**Respondents**

Applicant represented by

Respondents represented by

1) Shri M.V.Goyanka, Director

1) Shri S.S.Tayade, Executive Engineer(Adm.) Wardha

2) Shri M.S.Vaidya, Executive Engineer, Hinganghat

3) Shri D.T.Uikey, Manager(F&A), Wardha Circle

**CORAM:**

Shri Vishnu S. Bute, Chairman.

Adv. Gauri D. Chandrayan, Member

Ms. S. B. Chiwande, Member-Secretary.

**JUDGEMENT**

**(Delivered on this 24<sup>th</sup> day of March, 2015)**

2. The applicant, M/s. Tirupati Nonwovan Pvt. Ltd. Mouza Nandgaon, Tq.Hinganghat presented this application through, Mr. Madhusudan V.Goyanka, Director of the company. For the purpose of convenience the parties are being referred to as, the applicant and the respondent. The applicant contends that the respondent collected additional FAC + AEC amount in the bill for the month of August 2013. The applicant requested that the respondent may be directed to refund the aforesaid amount.

The applicant did not approach the IGRC Wardha. However the application submitted by the applicant to the Superintending Engineer, MSEDCL, Wardha is placed on record. So the case was registered. The applicant presented the instant application under the provisions contained in Regulation 6.4 of the MERC (CGRF & EO) Regulations 2006 on 06-02-2015.

3. A copy of the application was given to the respondent. The respondent submitted reply under no.SE/O&M/Wardha/HT/CGRF/1027 dated 25-02-2015. The case was fixed for personal hearing on 23-03-2015. Shri Madhusudan V. Goyanka, Director of the applicant company was present. Shri S.S.Tayade, Executive Engineer (Adm.), Wardha Circle, Shri D.T.Uikey, Manager(F&A), Wardha Circle and Shri M.S. Vaidya, Executive Engineer, Hinganghat Division represented the respondent. Both the parties were heard.

4. Shri Goyanka, argued that its consumer no is 51001900800. MERC vide its order no.95 dated 05-09-2013 allowed the MSEDCL to collect additional FAC + AEC from the month of October for six months. The MSEDCL in the bill of August 2013 (which was for the period 30-07-2013 to 28-08-2013) collected additional FAC + AEC amounting Rs.1,01,098/-. The applicant deposited the full amount of the bill on 11-09-2013. Thereafter Honourable Commission vide daily order dated 08-01-2014 directed MSEDCL to take necessary action and to rectify such bills. In case no.144 of 2013 MSEDCL had submitted to the MERC vide letter dated 03-03-2014 that the MSEDCL has refunded AEC and additional FAC in the month of February 2014, where ever an error of applicability of AEC had taken place. The applicant did not refund any amount

in the bill of February or March 2014. The applicant requested that the respondent may be directed to refund the AEC + FAC amount of Rs.1,01,098/-.

5. The officers present for the respondent simply referred to the reply dated 25-02-2015.

6. We have perused the record. We have heard the arguments advanced by both the parties.

The applicant himself admitted that the respondent collected the amount as per the orders passed by the MERC. So there is no question to refund the total amount. There is no submission that some excess amount is recovered from him. So we are of the considered opinion that the applicant had not suffered any financial loss.

The applicant referred the written submission given by the respondent in case no.144 of 2013. However in para 10 (a) Honourable Commission passed the ruling which is as under,

10 a) *MSEDCL has rectified the error of levy of AEC and additional FAC and has refunded back the amount which was erroneously charged to the Consumers in the billing month of February, 2014.*

As the matter is already decided, the Forum need not intervene in the present case and no further action is needed from the Forum's side. Hence we are of the considered opinion that the case needs to be dismissed. So we pass the following order,

### **ORDER**

i) Application no.14 of 2015 is hereby dismissed.

ii) No order as to cost.

**Sd/-**  
**(Adv.Gauri D.Chandrayan)**  
**MEMBER**

**sd/-**  
**(Ms.S.B.Chiwande)**  
**MEMBER SECRETARY**

**sd/-**  
**(Vishnu S. Bute)**  
**CHAIRMAN**

**CONSUMER GRIEVANCES REDRESSAL FORUM; NAGPUR ZONE NAGPUR**  
**(Nagpur Dtd.24<sup>th</sup> day of March, 2015)**

**CONSUMER GRIEVANCE REDRESSAL FORUM**  
**NAGPUR ZONE (RURAL) M. S. E. D. C. L.**  
Plot No.12, Shrikrupa, Vijaynagar, Chhaoni,  
**NAGPUR – 440013**

Email.id- [cgrfnz@mahadiscom.in](mailto:cgrfnz@mahadiscom.in)  
[cgrfnz@gmail.com](mailto:cgrfnz@gmail.com)

**(O) 0712- 2022198**

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NO. CGRF/NZ/

Date :

Certified copy of order dated 24<sup>th</sup> March, 2015 in Case No.14 / 2015 is enclosed herewith.

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

To,  
M/s. Tirupati Nonwoven Pvt.Ltd., Mouza Nandgaon, Tq. Hinganghat  
Dist.Wardha

Copy s.w.r.to :-

1. The Chief Engineer(NZ), MSEDCL, Vidyut Bhavan,Katol Road, Nagpur.

Copy f.w.cs.to:

1. The Superintending Engineer, O&M Circle, Wardha.  
for information and necessary action.
2. The Executive Engineer/Nodal Officer., O&M Circle Office, MSEDCL.Wardha  
for information and necessary action.

Address of the Electricity Ombudsman is given as below.

Office of - The Electricity Ombudsman,  
12, Srikrupa, Vijay Nagar,  
Chhaoni, Nagpur-440 013  
0712-2596670

