

CONSUMER GRIEVANCES REDRESSAL FORUM;

COMPLAINT NO. 520/2012

Shri Bhagwan Lahanuji Telhande
At – Kadanana, Sant Tukduji ward, Nandori Road,
Taluka- Hinganghat
District - Wardha.

Complainant

,,VS..

1. Executive Engineer,
MSEDCL, O & M Division,
Hinganghat.

2. Executive Engineer/Nodal Officer,
I. G. R. C., Circle Office,
MSEDCL, Wardha.

Respondents

Applicant represented by Shri B.V.Betal.

Respondents represented by 1) Shri S.M.Vaidya, Executive Engineer, Hinganghat.
2) Shri V.M.Hedau, Assistant Engineer, Hinganghat

CORAM:

Shri Vishnu S. Bute, Chairman.
Adv. Gauri D. Chandrayan, Member
Ms. S. B. Chiwande, Member-Secretary.

JUDGEMENT

(Delivered on 14th day of January, 2013)

1) The applicant is a farmer. He has filed an application to the respondent/MSEDCL for electric connection to his agricultural pump set. The applicant stated that the connection was not released within the prescribed time limit. The applicant approached to the IGRC Wardha. Feeling aggrieved by the order passed by the IGRC Wardha on 17-09-2012, the applicant presented this grievance application in prescribed schedule 'A' on 05-11-2012.

2) The respondent submitted parawise reply to the grievance application vide letter bearing no.EE/O&M Dn/H'ghat/Tech/7706 dtd.29-11-2012. The case was fixed for personnel hearing on 26-12-2012. Shri B.V.Betal was present for the applicant. Shri M. S. Vaidya, Executive Engineer and Shri V.M.Hedau, Assistant Engineer, Hinganghat (Rural) was present for the respondent. Both the parties were heard.

3) Shri B.V.Betal, a representative stated that the applicant presented an application for release of electric connection to his agricultural pump set on 11-02-2010. A demand note was given to him on 20-04-2010. He deposited the demand amount on 23-04-2010. Thereafter he submitted the test report on 04-05-2010. He frequently requested the respondent for release of electric connection to his agricultural pump set. Finally the connection was released on 15-04-2012.

4) As the connection was not released within prescribed time limit, the applicant suffered a loss of Rs.2.00 lakh of agricultural produce. So also Rs.30,000=00 and Rs.20,000=00 may be awarded for physical and mental harassment. Rs.2,000=00 may be awarded towards travels expenses. Rs.3,000=00 may be given for the expenses of the instant proceeding. The applicant may be awarded compensation as per rule, the representative finally requested.

5) Shri M.S.Vaidya, Executive Engineer was present for the respondent. Shri M. S.Vaidya admitted the dates mentioned by the applicant. Shri Vaidya further stated that the agricultural connections are released as per the programme given by the higher authorities. So also the funds made available under S.P.A scheme. The connections are released as per seniority list of the applications. There is no intentional delay in the

release of the connection. The connection is released on 15-04-2012. The applicant is not entitle for any compensation.

6) According to the Member Secretary of this Forum, supply of electricity to agricultural pumps is carried out under SPA Scheme as per the guidelines given by REC or the funds sanctioned under DPDC in a year. There is no intentional delay for providing electric connection to complainant's agricultural pump. But because of huge pendency of agricultural pump applications, it is provided as per seniority list. Hence the complainant is not entitle for compensation.

7) We have carefully gone through the record of the case, documents produced by both the parties as also the submissions made before us.

8) On the perusal of the record it is observed that the applicant deposited the amount and submitted the test report on 04-05-2010. To provide a electric connection to the applicant's agricultural pump set, the erection of L.T.line admeasuring 0.30 k.m. was necessary. So as per the provision of Regulation 4.5 of the MERC (S.O.P.) Regulation 2005 the respondent was duly bound to give connection within the period of 3 months from the date of receipt of the complete application. In the instant case the applicant was entitle for connection on or before 04-08-2010. Since the connection was not released within this given time, the applicant is entitled for compensation as provided under Regulation 12 and Item-1(III) of schedule-A attached to the S.O.P. Regulation 2005.

