

CONSUMER GRIEVANCES REDRESSAL FORUM;
MSEDCL NAGPUR (RURAL) ZONE NAGPUR
COMPLAINT NO. 52/2013

Shri Namdeo Kisan Naitam
At.Jamni, Po.Goji
Tq.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 1) Shri B.V.Betal

Respondents represented by 1) Shri V.M.Hedao, Assistant Engineer, Hinganghat.

CORAM:

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

JUDGEMENT

(Delivered on this 01st day of August, 2013)

2. Feeling aggrieved and dissatisfied with the order passed by the IGRC Wardha under no.SE/Wardha/Tech/2388 dated 22-04-2013, Shri Namdeo Kisanji Naitam R/o. Jamni (hereinafter referred to as, the applicant) has presented this grievance application. It is contention of the applicant that the respondent MSEDCL failed to give him electricity connection within the time frame provided under the MERC (standards of performance of distribution licensees, period for giving supply and determination of compensation) Regulations 2005. So he is entitle for compensation. He approached the IGRC Wardha. His application was dismissed by the aforesaid order. So he

presented this grievance application under the provisions of Regulation 6.4 of the MERC (CGRF & E,O,) Regulations, 2006.

3. A notice was issued to the respondent MSEDCL. The respondent submitted the parawise reply to the application under no.EE/O&M/H'ghat/Tech/3587 dated 18-07-2013. The case was fixed for personal hearing on 29-07-2013. Shri B.V.Betal authorized representative was present for the applicant. Shri V.M.Hedao, Assistant Engineer, Hinganghat Rural Sub Division represented the respondent. Both the parties were heard.

4. Shri Betal, authorized representative, contended that the applicant submitted an application for electricity supply to his agricultural pump on 18-12-2009. The respondent issued the demand note on 09-03-2010. The applicant deposited amount as per demand note on 23-02-2011. He submitted the test report on 08-03-2011. Shri Betal argued that the application was complete in all respect. The applicant completed all required formalities. So he was entitle for connection within the time frame prescribed under MERC (standards of performance of distribution licensees, period for giving supply and determination of compensation) Regulations 2005. The original applicant died on 27-10-2012. The present applicant, Shri Namdeo, is a son of the original applicant. So the compensation as provided under Regulation 12 may be awarded to Shri Namdeo.

It was further stated that the compensation of Rs.2 Lakhs may be awarded towards the loss to his agricultural produce. He may be given Rs.50,000/- each for

physical and mental harassment. Rs.5,000/- each may be awarded towards travel expenses and cost of instant proceeding.

5 In reply the respondent admitted that the application was submitted on 18-12-2009. A demand note was issued on 09-03-2010. The applicant deposited demand amount on 23-02-2011. He submitted the test report on 08-03-2011.

However the original applicant Shri Kisna Shamji Naitam is dead. Since the applicant is dead as per the company Regulations, the supply can not be given in the name of dead person. The present applicant Shri Namdeo has not initiated any proceeding to change the name in the application. He should have initiated the proceeding. So also he should have submit the necessary documents. Since the applicant Shri Namdeo is neither a consumer of the respondent MSEDCL nor the connection was released in his name, he can not claim any compensation. The application submitted by Shri Namdeo deserves to be dismissed.

6. We have perused the record. We have heard the arguments advanced by both the parties. It is admitted fact that the original applicant Shri Kisna Shamji Naitam is no more. However all the documents are in the name of diseased Kisnaji only. Name of the present applicant Shri Namdeo no where appear in the record of the respondent MSEDCL. So the contention of the respondent that the applicant should apply to enter his name in record of the respondent has a force.

7. In the aforesaid facts and circumstances, we pass the following order,

ORDER

i) Application No.52 of 2013 is hereby dismissed.

- ii) The parties are left to bear their own costs.

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.01st day of August, 2013)

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

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NAGPUR – 440013

Email.id- cgrfnz@mahadiscom.in
cgrfnz@gmail.com

(O) 0712- 2022198

NO. CGRF/NZ/

Date :

Certified copy of order dated 01th August, 2013 in Case No.52 / 2013 is enclosed herewith.

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

To,
Shri Namdeo Kisan Naitam, At.Jamni, Po.Goji, 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 Executive Engineer/Nodal Officer., O&M Circle Office, MSEDCL.Wardha
2. The Executive Engineer,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,
12, Srikrupa, Vijay Nagar,
Chhaoni, Nagpur-440 013
0712-2596670