

**CONSUMER GRIEVANCES REDRESSAL FORUM;**  
**MSEDCL NAGPUR (RURAL) ZONE NAGPUR**  
**COMPLAINT NO. 142/2014**

Shri Suresh Domaji Ramteke  
At. Tadgaon Po.Mangrul  
Tq.Samudrapur  
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, Authorized representative  
Respondents represented by    1) Shri V.M.Hedao, Dy.Exe Engineer, Samudrapur

**CORAM:**

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

**JUDGEMENT**

**(Delivered on this 13<sup>th</sup> day of January, 2015)**

2. Shri Suresh Domaji Ramteke, r/o.Tadgaon, Po.Mangrul, Tq.Samudrapur, Dist.Wardha presented this application under the provisions of Regulation 6.4 of the MERC (CGRF & EO) Regulations 2006 on 08-12-2014. It is the contention of the applicant that he submitted an application for agricultural connection in 2006. He completed all the formalities however he had not been given the connection till today. He requests that the respondent may be directed to release the connection immediately. He also claims compensation. He approached the IGRC Wardha.

However his request was dismissed vide order passed under no.SE/Wardha/Tech/IGRC/6274 dated 25-11-2014. Hence this application.

3. A notice was given to the respondent. The respondent submitted parawise reply under no.EE/O&M/H'ghat/T/9019 dated 26-12-2014. The case was fixed for hearing on 12-01-2015. Shri B.V.Betal, was present for the applicant. Shri V.M.Hedao, Dy.Executive Engineer, Samudrapur represented for the respondent. Both the parties were heard.

4 Shri Betal argued that the applicant submitted an application for agricultural connection in 2006. He got the demand note. He deposited the amount on 01-11-2006. He submitted the test report on 01-11-2006 itself. Thereafter he approached the respondent many times. However the connection was not released to him. Finally he submitted an application to the respondent on 21-06-2013. He got the reply dated 02-08-2013. The respondent informed him that his application had been dismissed and closed. He may give new application.

In fact the applicant completed all the formalities in 2006 itself. So it is wrong argument that the application is dismissed. The respondent may be directed to release the connection immediately. The applicant may be awarded the compensation as per SOP Regulations.

5. Shri Hedao replied for the respondent. He referred to the written reply dated 26-12-2014. He further stated that it is true that the applicant submitted an application for agricultural connection however he had not submitted the test report. According to the policy of MSEDCL in the cases where the applicants failed to submit test reports the

applications were dismissed and closed. An advertisement to that effect was given in the local news papers. The applicant had not submitted the test report. So his application was rejected and the case was closed.

As per the applicant he submitted an application for new agricultural connection in 2006. However he approached this Forum in 2014 i.e. after more than a period of two years. So as per the provisions contained in the CGRF & EO Regulations the Forum may not take the cognizance of his application.

The applicant claims compensation against the application submitted in 2006. He claims compensation in 2014 i.e. after a period of sixty days. His application needs to be dismissed as per the provisions contained in SOP Regulations.

The application has no force. It may be rejected.

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

It is admitted fact that the applicant submitted an application in 2006. He also deposited the amount as per demand note on 01-11-2006. However there is a controversy about the submission of the test report by the applicant. The applicant say that he submitted test report however he had not submitted any evidence in support of his say. He fully relies on the letter dated 02-08-2013. We have perused letter also. However there is no acceptance by the respondent that the test report was submitted. In absence of any evidence, we are not inclined to accept the contention of the applicant that he submitted the test report.

As per the applicant he submitted the application in 2006. He deposited the amount on 01-11-2006. Naturally the cause of action has arisen in 2006. The applicant approached the Forum on 08-12-2014. Regulation 6.6 of the MERC (CGRF & EO) Regulations 2006 reads as under,

6.6 *The Forum shall not admit any grievance unless it is filed within two (2) years from the date on which the cause of action has arisen.*

In the instant case the applicant approached this Forum after the period of two (2) years so the application can not be admitted.

The applicant claims a compensation also. However proviso to Regulation 12.2 of the MERC (SOP) Regulations 2014 reads as under,

*“ provided that any person who is affected by the failure of the Distribution Licensee to meet the standards of performance specified under these Regulations and who seeks to claim compensation shall file his claim with such a Distribution Licensee within a maximum period of sixty (60) days from the time such a person is affected by such failure of the Distribution Licensee to meet the standards of performance.”*

Applicant claimed compensation against the application submitted in 2006. Naturally he claims compensation after a period of sixty days. Hence the application is liable to be dismissed.

In view of the aforesaid discussion, we pass the following order,

**ORDER**

- i) The application no.142 of 2014 is hereby dismissed.

ii) .The parties to bear their own cost.

Sd/-

Sd/-

sd/-

(Adv.Gauri D.Chandrayan)

(Ms.S.B.Chiwande)

(Vishnu S. Bute)

MEMBER

MEMBER SECRETARY

CHAIRMAN

CONSUMER GRIEVANCES REDRESSAL FORUM; NAGPUR ZONE NAGPUR

(Nagpur Dtd.13<sup>th</sup> day of January, 2015

**CONSUMER GRIEVANCE REDRESSAL FORUM**  
**NAGPUR ZONE (RURAL) M. S. E. D. C. L.**  
Plot No.12, Shrikrupa, Vijaynagar, Chhaoni,  
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[cgrfnz@gmail.com](mailto:cgrfnz@gmail.com)

**(O) 0712- 2022198**

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NO. CGRF/NZ/

Date :

Certified copy of order dated 13<sup>th</sup> January, 2015 in Case No.142 / 2014 is enclosed herewith.

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

To,  
Shri Suresh Domaji Ramteke At.Tadgaon Po.Mangrul  
Tq.Samudrapur, 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. 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