

**Maharashtra State Electricity Distribution Co. Ltd.'s
Consumer Grievance Redressal Forum
Nagpur Urban Zone, Nagpur**

Case No. CGRF(NUZ)/047/2015

Applicant : Shri Rushabh M. Gharde,
House No. 19/A, Bhandar Mohalla,
Opp.Buddha Vihar, Indora,
Nagpur : 26.

Non-applicant : Nodal Officer,
The Superintending Engineer,
(Distribution Franchisee),
MSEDCL,
NAGPUR.

Quorum Present : 1) Shri Shivajirao S. Patil,
Chairman.

2) Adv. Subhash Jichkar
Member.

3) Shri Anil Shrivastava,
Member / Secretary.

ORDER PASSED ON 8.4.2015.

1. The applicant filed present grievance application before this Forum on 27.2.2015 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

2. Applicant's case in brief is that he filed application for getting new service connection on Dt. 16.1.2015, but connection was not released to him. Therefore applicant approached to I.G.R.C. As per order passed by I.G.R.C. Dt. 31.1.2015, directions were given to issue new connection to the applicant on payment of demand note charges and completion of other formalities. Even

after passing of order by I.G.R.C., demand note was not issued to the applicant for long time. Applicant received demand note on 15.2.2015. Therefore compensation of Rs. 10000/- may be given to the applicant.

3. Non applicant denied applicants case by filing reply Dt. 17.3.2015. It is submitted that applicant filed application for new service connection on 29.11.2014. There was spot inspection on 15.12.2014 and it is found that electricity supply is already given in that premises previously and it was second application for electricity connection in same premises. There was no separate kitchen and gas connection was not available. There that application was rejected. Applicant approached to I.G.R.C. Learned I.G.R.C. passed order Dt. 31.1.2015 and directed to issue electricity connection on payment of demand note and completion of other formalities. Demand note was given to the applicant on 31.1.2015. However, till today applicant did not pay amount of demand note and therefore electricity connection can not be issued. There is no question of granting any compensation.

4. Forum heard arguments of both the sides and perused the record.

5. We have carefully perused order passed by Learned I.G.R.C. Dt. 31.1.2015. As per the say of non applicant, demand note was given to applicant on 31.1.2015 but applicant did not pay the amount of demand note. However, in para 3 of the grievance application applicant submitted that after passing of the order by Learned I.G.R.C. on 31.1.2015, demand note was prepared but demand note is received to the applicant on 15.2.2015. Even if for the sake of argument, it is presumed that contention of the applicant that he received demand note on 15.2.2015 is true, even then till today he did not pay amount of demand note. Applicant did not produce any receipt on record to show that he paid amount of demand note. It is common sense that without

payment of demand note and completion of other formalities i.e. test report etc. no connection can be issued. Applicant also did not produce copy of test report and money receipt of payment of demand note, though the grievance application is presented on 27.2.2015. Therefore there is no negligence or delay on the part of non applicant but it is the applicant who is not paying amount of demand note and not complying the formalities and therefore applicant is not entitled for any compensation.

6. Considering all these aspects we proceed to pass following order :-

ORDER

- 1) Grievance application is partly allowed.
- 2) Applicant shall pay the amount of demand note and comply other requisite formalities and on such compliance by the applicant, non applicant shall issue new electricity connection to the applicant immediately.
- 3) Claim for compensation is hereby dismissed.

Sd/-
(Anil Shrivastava)
MEMBER
SECRETARY

Sd/-
(Adv. Subhash Jichkar)
MEMBER

Sd/-
(Shivajirao S. Patil),
CHAIRMAN