

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

Case No. CGRF(NZ)/73/2016

Applicant : Shri Roshan R. Bhope
Post Waigoan, (Gond),
Tah Samudrapur, Wardha-442305

Non-applicant : Nodal Officer,
The Executive Engineer,
O & M Division MSEDCL,
Hinganghat

Applicant's representative: Shri Behare.

Respondent by 1) Shri V.M.Hedau Dy. EE, Samudrapur

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

2) Shri N.V.Bansod
Member

3) Mrs. V.N.Parihar,
Member, Secretary

ORDER PASSED ON 22.06.2016.

1. The applicant filed present grievance application before this Forum on 02.06.2016 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as said Regulations).
2. Non applicant, denied applicant's case by filing reply dated 20.06.2016.
3. Forum heard arguments of both the sides and perused record.

4. Applicant filed grievance application for supply of agricultural pump on 11-12-2013 but demand is given to him on 10-03-2014. It is too late. There was delay in issuing demand for the period 26-12-2013 to 09-03-2014 and in case applicant would have applied for compensation within limitation of 2 years it was permissible. According to Regulation 6.6 of the said Regulation. ***“The forum shall not admit any grievance unless it is filed within two (2) years from the date on which cause of action has arisen”***. Cause of action for delay in demand arose on 10-03-2014 but present application is filed on 02-06-2016. Therefore so far as claim of compensation for delay in demand is concerned, it is barred by limitation. Therefore it is rejected.

5. Demand is given to applicant on 10-03-2014. Applicant paid amount of demand on 12-03-2014 and Test report is submitted on 07-02-2015. In this case infrastructure was not ready therefore non-applicant has any how to comply within 90 days but connection is given on 02-06-2016. Therefore applicant is entitled for compensation for delay in releasing late connection for the period 10-05-2015 to 02-06-2016 according to MERC's SOP Regulation.

6. Though connection was not released but even then non-applicant issued the electricity bill for March-2016. It is patently illegal. That bill is liable for cancelation.

7. Hence the following order.

ORDER

1) Grievance application is partly allowed.

- 2) Claim for compensation regarding delay in issuing demand is barred by limitation therefore rejected.
- 3) Non-applicant is directed to pay compensation for the delay in releasing of connection for the period 10-05-2015 to 02-06-2016 according to MERC's SOP Regulations 2005 and 2014.
- 4) Non-applicant is directed to cancel electricity bill of March-2016 as at that time connection was not released.
- 5) Non-applicant is directed to comply within 30 days from the date of this order.

Sd/-
(N.V.Bansod)
MEMBER

sd/-
(Mrs.V.N.Parihar)
MEMBER/SECRETARY

sd/-
(Shivajirao S. Patil),
CHAIRMAN