

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

Case No. CGRF(NUZ)/142/2014

Applicant : Shri Anil Mohanrao Dongre,
H.No. 755, Gulabbaba Zopadpatti,
Siraspeth,
Nagpur.

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

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

2) Adv. Subhash Jichkar
Member.

3) Shri Anil Shrivastava,
Member / Secretary.

ORDER PASSED ON 15.7.2014.

1. The applicant filed present grievance application before this Forum on 4.6.2014 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

2. The applicant's case in brief is that amount of Rs. 16195/- towards P.D. arrears in the name of previous owner Shri Hemant T. Paunipagar has been charged wrongly in the bill of April 2014. Applicant requested to delete this amount from the bill. Applicant filed grievance application before I.G.R.C. Learned I.G.R.C. passed

order dated 31.5.2014, but applicant is not satisfied with that order. Therefore applicant approached this Forum.

3. Non applicant denied applicant's case by filing reply dated 19.6.2014. It is submitted that there are P.D. arrears of previous owner amounting to Rs. 16195/-. As per provisions of regulation 10.5 of MERC (Electricity Supply Code & Other Conditions of Supply) Regulations 2005, applicant is liable to pay this amount. Application deserves to be dismissed.

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

5. Record shows that there are P.D. arrears of Rs. 16195/- in the name of previous owner. As per regulation 10.5 of MERC (Electricity Supply Code & Other Conditions of Supply) Regulations 2005, Distribution Licensee or Franchisee can recover restricted P.D. arrears to a maximum period of 6 months of the unpaid charges for the electricity supplied to such premises if subsequent consumer is not legal heir of the erstwhile consumer. In the instant case applicant is not legal heir of the erstwhile consumer. He is new occupier of the premises and therefore only 6 months unpaid dues can be recovered from the applicant. As per applicant's CPL quantum of 6 months unpaid dues comes to Rs. 16195/- and therefore amount can be recovered from the applicant.

6. Order of Learned I.G.R.C. is legal and proper and needs no interference. Hence following order : -

ORDER

- 1) Grievance application is dismissed.

(Anil Shrivastava)
MEMBER
SECRETARY

(Adv. Subhash Jichkar)
MEMBER

(Shivajirao S. Patil),
CHAIRMAN