

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

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**Case No. CGRF(NUZ)/94/2012**

Applicant : Shri Pradeep Khemchand Khandwani,  
At 37, Old Bagadganj, ,  
NAGPUR – 440 008.

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

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

2) Adv. Smt. Gouri Chandrayan,  
Member,

3) Smt. Kavita K. Gharat  
Member Secretary.

**ORDER PASSED ON 25.10.2012.**

1. The applicant filed present grievance application before this Forum on 5.9.2012 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 the applicant's Consumer No. is 410014605936. The applicant filed an application to non applicant alleging that the tariff charged in

the bill is for temporary connection i.e. LT – VII (B) whereas actual tariff applicable as per MERC tariff order passed in case No. 111/09 effective from 1.1.2010 is L.T.-II (CL). Therefore the applicant requested for change of tariff and revision of bill since the date of connection. Connection was released by M.S.E.D.C.L. in the month of November 2010 and therefore tariff was decided by M.S.E.D.C.L. Later on, concerned area was handed by M.S.E.D.C.L. to its Distribution Franchisee M/s. SPANCO. In spite of repeated demands no relief is given to the applicant. Therefore applicant filed grievance application No. 64/12 before I.G.R.C. SPANCO Nagpur Discom. Ltd. Nagpur. When the matter was for hearing before I.G.R.C. on 21.8.2012, the applicant filed the pursis for the withdrawal of Grievance submitted therein that since the period of 60 days from the original application Dt. 18.5.2012 of intimation given to the Company Officials has been already exhausted and therefore the applicant is free to register his grievance directly before C.G.R.F. Thereafter the applicant filed present grievance application before this Forum.

3. Non applicant M/s. SPANCO denied the applicant's case by filing the reply Dt. 16.10.2012. It is submitted that original connection is given by M.S.E.D.C.L. and tariff is applied by M.S.E.D.C.L. Incase, Nodal Officer of M.S.E.D.C.L. grant permission to change the tariff from the temporary L.T.-VII into CL LT-II, SPANCO is ready to revise bills and to change the tariff.

4. It is pertinent to note that M.S.E.D.C.L. did not file written reply on record.

5. Forum heard arguments of both the parties and perused record.

6. It is a matter on record that tariff charged in the bill is for temporary connection i.e. L.T. VII(B) whereas actual tariff applicable as per MERC's order passed in case No. 111/09 effective from 1.9.2010 is L.T.-II (CL) and therefore it is necessary to change the tariff accordingly and to revise the bills. Record shows that for the first time applicant filed his application for change of tariff and revision of bills on 4.8.2011 vide endorsement of M/s. SPANCO Ltd. regarding receipt of the application under the dated 4.8.2011 on application of the applicant bearing No. PKK/NGP/SPANCO/Energy bill/35 Dt. 3.8.2011. Therefore it is clear that for the first time applicant applied to M/S. SPANCO on 4.8.2011 and hence it is necessary to change the tariff since 4.8.2011 and not from the date of connection i.e. 9.11.2010. Hence Forum proceeds to pass the following order :-

#### ORDER

- 1) Grievance application is partly allowed.
- 2) The Non applicant is hereby directed to change the tariff of the temporary connection i.e. L.T. VII (B) to

LT-II (CL) since date of application Dt. 4.8.2011 and to revise the bills according w.e.f. 4.8.2011 only.

- 3) All other reliefs claimed by the applicant are hereby rejected.
- 4) Non applicant to comply this order within 30 days from the date of this order.

Sd/-	Sd/-	Sd/-
(Smt.K.K.Gharat)	(Adv.Smt.GauriChandrayan)	(ShriShivajirao S.Patil)
MEMBER	MEMBER	CHAIRMAN
SECRETARY		