

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

Case No. CGRF(NUZ)/97/2012

Applicant : Shri Mohanlal Jagwani & Shri,
Bhagchand Jagwani, at Chikhali
Layout, Kalamna,
NAGPUR.

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 Dt. 17.9.2012 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 Consumer No. of the applicant is 419992915090. Applicant applied to non applicant that he paid outstanding arrears of Rs. 69,330/- on

16.3.2012 and therefore his disconnected service connection may be reconnected, but it was not reconnected by the non applicant. Therefore applicant filed grievance application vide Case No. 67/12 before I.G.R.C. Nagpur and as per the order Dt. 23.8.2012, Learned I.G.R.C. held that period of disconnection has exceeded six months and hence applicant will have to make fresh application in prescribed form A-1 for getting supply of electricity and upon receipt of fresh application for supply, non applicant shall comply. Being aggrieved by the said order of Learned I.G.R.C. applicant approached to this Forum.

3. Non applicant M/s. SPANCO denied the applicant's case by filing reply Dt. 3.10.2012. It is submitted that there were arrears of Rs. 50147/- against applicant and therefore supply was disconnected permanently in February 2010. Applicant deposited amount of Rs. 69330/- on 16.3.2012 along with interest. However, applicant did not file fresh application in A-1 form but simply filed application to restore the supply on 9.8.2012. The period of disconnection has exceeded six months and therefore it is necessary for applicant to file fresh application in A-1 form.

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

5. According to MERC (Standard of performance of Distribution Licensee, Period of giving supply and

determination of compensation) Regulations 2005, specially regulation 7.2, it is specifically provided that “Where distribution licensee has disconnected the supply to consumer for a period of not more than six months then any such consumer pays all amounts due and payable to the satisfaction of distribution licensee or in case of dispute pays such amount under protest, the distribution licensee shall reconnect supply within 24 hours from payment of dues by the consumer in Town and Cities and within 2 days in Rural Areas. Therefore this provision is applicable for a period of disconnection “Not more than six months”.

6. However in case in hand, period of disconnection has exceeded six months and therefore applicant will have to make application in prescribed form A-1 to “KCC (KEY CONSUMER CELL)” of the non applicant for the purpose of getting supply of electricity.

7. In our opinion order by Learned I.G.R.C. is perfectly legal and valid and needs no interference.

8. In the result we find no substance in present grievance application and the application deserves to be dismissed.

9. Resultantly, Forum proceeds to pass the following order :-

ORDER

- 1) Grievance application is dismissed.

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