

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

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**Case No. CGRF(NUZ)/197/2014**

Applicant : Shri S.K. Khurana,  
Thr:- Shri Dipak Khurana,  
Hotel Woodlands, Plot No. 51,  
C.A. Road,  
Nagpur : 18.

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 7.10.2014.**

1. The applicant filed present grievance application before this Forum on 14.8.2014 under Regulation 6.5 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 the applicant is running lodging hotel having C.T. Meter. He requested to change the meter. On 26.6.2012 meter got fire. Another C.T. meter was installed on 26.6.2012.

Applicant received excessive bill on 20.12.2013. Applicant filed written complaint to I.G.R.C. vide case No. 750/13. Learned I.G.R.C. ordered for extension of load to SPANCO and rectify the bill which was excess. Again in 2014 he requested to change the meter. He filed another complaint to I.G.R.C. on 1.8.2014. M/s. SPANCO issued notice u/s 56 (1) of Electricity Act 2003 and threatened to disconnect the supply. Therefore he approached to this Forum.

3. Non applicant denied applicant's case by filing reply dated 19.8.2014. Meter is tested by acucheck on 26.7.2014 in presence of the applicant and it is found O.K. Bills are proper and amount of Rs. 271561.24 were due and outstanding. Therefore notice u/s 56 of Electricity Act 2003 was issued on 23.7.2014. It is legal notice. Grievance application may be dismissed.

4. This Forum has passed Interim Order dated 20.8.2014 and matter was fixed for hearing.

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

6. Record shows that premises of the applicant is commercial hotel having C.T. meter. There are 26 rooms and 30 A.Cs. installed and working. Since December 2013 load is 30 kW. As per order dated 20.8.2014, it was ordered that meter be tested in the laboratory of M.S.E.D.C.L. and to submit meter testing report on or before 14.9.2014. Accordingly, meter was tested. Executive Engineer, Testing (U), MSEDCL, Nagpur filed meter testing report Dt. 10.9.2014 on record. This

testing report shows that meter is O.K. Therefore consumption recorded by the meter is the consumption utilised by the applicant. Therefore bills are legal, correct & proper and can not be revised.

7. We have carefully perused notice Dt. 23.7.2014. It shows that amount of Rs. 271561/- was due and outstanding. Applicant received this notice admittedly on 25.7.2014. Therefore it is legal and valid notice. Present grievance application is filed on 14.8.2014 i.e. after expiry of 15 days notice period. Therefore disconnection notice Dt. 23.7.2014 is legal and valid and SNDL can disconnect the supply in case of non payment of arrears.

8. For these reasons, we find no substance in present grievance application. Record shows that it was the tactics of the applicant just to kill the time to prolong the payment at least by some days and therefore he chose the remedy u/s 6.5 of the said regulations. It is misuse of the provisions and abuse of the process of law. Grievance application deserves to be dismissed. Hence following order: -

#### ORDER

- 1) Grievance application is dismissed.

Sd/-  
(Anil Shrivastava)  
MEMBER  
SECRETARY

Sd/-  
(Adv. Subhash Jichkar)  
MEMBER

Sd/-  
(Shivajirao S. Patil),  
CHAIRMAN