

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

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**Case No. CGRF(NZ)102/2016**

Applicant : Shri Dwarkaprasad Yadhao  
Teka Naka, Kamptee Rd.  
Nagpur-26.

Non-applicant : Nodal Officer,  
The Superintending Engineer,  
(D/F.) NUC, MSEDCL,  
NAGPUR.

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Applicant :- In person.

Respondent by 1) Shri Vairagade, EE, Nodal Office  
2) Shri Tekam, Nodal Office.  
3) Shri Dahasahastra, SNDL Nagpur.

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Quorum Present : 1) Shri Shivajirao S. Patil,  
Chairman.  
  
2) Shri N.V.Bansod  
Member  
  
3) Mrs. V.N.Parihar,  
Member, Secretary

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**ORDER PASSED ON 18.08.2016.**

1. The applicant filed present grievance application before this Forum on 11.07.2016 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 26.07.2016.

3. Forum heard arguments of both the sides and perused record.
4. It is residential connection according to the applicant. However commercial tariff is applied 1994. Since 1994 till 2015 applicant did not file application for change of tariff and was silence for 21 years. Suddenly on 28-02-2015 applicant file the application to revise the tariff w.e.f. date of connection i.e. 03-03-1994. But residential tariff was applied and difference of tariff is given to the applicant since June-2015 to October-2015 and bills are revised accordingly.
5. So for as revision of the bills and change of tariff since 03-03-1994 is concern this claim is barred by limitation according to Regulation 6.6 of the said Regulation. **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”.** Therefore revision of bills since 03-03-1994 up to 2013 is barred by limitation. Therefore can not be granted. However applicant apply for change of tariff on 28-09-2015 therefore he is entitled for difference of tariff and revision of the bills since before 2 years of 28-09-2015 i.e. since 28-09-2013 which is within limitation.
6. Therefore it is necessary to revise the tariff of the applicant as residential tariff since 28-09-2013 and applicant is entitle for difference of tariff and revision of the bill since 28-09-2013.
5. Hence forum proceed to pass the following order.

#### ORDER

- 1 Grievance application is partly allowed.
- 2 Non-applicant is directed to revise the tariff of the applicant as residential tariff w.e.f. 28-09-2013 and to revise the bills accordingly since 28-09-2013

and give credit to the applicant in issuing the bills.

- 3 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