

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

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**Case No. CGRF(NUZ)/080/2015**

Applicant : Shri Arun Tanbaji Khapre,  
Near City Itwari Post,  
Khapre Mohalla,  
In front of Hanuman Mandir,  
Nagpur : 400 002.

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

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Applicant :- By Shri Sunil Jacob.

Respondent by 1) Shri Rody, Nodal Office.  
2) Shri Dahasahastra, SNDL Nagpur.

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

2) Adv. Subhash Jichkar  
Member.

3) Shri Anil Shrivastava,  
Member / Secretary.

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**ORDER PASSED ON 11.6.2015.**

1. The applicant filed present grievance application before this Forum on 15.4.2015 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. Applicant's case in brief is that new electricity connection has been given to tenant of the applicant Shri Prakash K. Nipane with Consumer No. 410017487446 without N.O.C. of the applicant on the basis of forged documents. Therefore applicant requested for disconnection of his tenants connection permanently. He approached to I.G.R.C. However, I.G.R.C. rejected his application as per order dated 25.2.2015 in Case No. 155/14. Being aggrieved by the said order passed by I.G.R.C. applicant approached to this Forum.

3. Non applicant denied applicant's case by filing reply Dated 30.4.2015. It is submitted that Shri Prakash K. Nipane filed an application for new electricity connection in Mominpura Camp and connection was given to him on 1.4.2013, vide Consumer No. 410017487446. Applicant alleged that his tenant Shri Prakash K. Nipane produced fraudulent documents. However, he is at liberty to prove these allegations in court. Grievance application deserves to be dismissed.

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

5. It is an admitted fact that electricity connection is given to tenant of the applicant on 1.4.2013. However, applicant filed present grievance application on 15.4.2015. Present grievance application is not filed within the limitations of 2 years,

according to regulation 6.6 of the said regulations, *“Forum shall not admit any grievance unless it is filed within 2 years from the date on which cause of action has arisen”*. In this case, cause of action has arisen on the date of issuance of connection i.e. on 1.4.2013 and therefore it was necessary for the applicant to file grievance application on or before 31.3.2015. However, grievance application is filed on 15.4.2015 and therefore it is barred by limitation and deserves to be dismissed on this sole ground.

6. Applicant alleged ambiguously that his tenant produced forged documents. However, there is nothing on record to show that the documents were forged. However, applicant is at liberty to prove allegation of forged documents in Competent Court of Civil Jurisdiction or criminal court.

7. Record shows that said is residing in the premises of the applicant since last 8 years and previously electricity supply was given to the tenant from the meter of the applicant. It is but natural that to bifurcate the individual consumption of Land Lord and tenant, it is always convenient to have separate meter. It appears that there is dispute between Land Lord and tenant. Perhaps, applicant is intending to vacate the premises and therefore creating hurdles in the way of tenant so that tenant will not be able to get electricity and consequently may vacate the house. This is illegal option chosen by the applicant. Every tenant is entitled to have separate electricity connection in his tenanted premises.

8. Considering the entire record we find no force in grievance application and 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