

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

Case No. CGRF(NUZ)/212/2014

Applicant : Shri Murlidhar Laxmandas Purohit,
Plot No. 202, Jaripatka,
Nagpur : 14.

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 29.10.2014.

1. The applicant filed present grievance application before this Forum on 30.8.2014 under Regulation 6.4 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 P.D. arrears of Rs. 19415/- in respect of Consumer No. 410017209357 in the name of Smt. Veena

Murlidhar Purohit (Wife of applicant) are wrongly charged to applicant in his bill of April 2014. He requested for withdrawal of P.D. arrears from his bill. He approached to I.G.R.C. I.G.R.C. held that applicant is liable to pay Rs. 15143/- towards unpaid arrears of his wife P.D. connection. Being aggrieved by the said order of I.G.R.C. applicant approached to this Forum.

3. Non applicant denied applicant's case by filing reply dated 18.9.2014. It is submitted that according to the provisions of regulation 10.5 of MERC Supply Code Regulations 2005, the applicant is responsible to pay P.D. arrears of connection of his wife as arrears are against the property. Electric supply was given to wife of the applicant in the same house and premises named Smt. Veena Murlidhar Purohit since 12.9.2009 for single phase residential connection. Till August 2013 amount of Rs. 19415.81 was due and outstanding. Therefore connection was made P.D. This amount of P.D. arrears is added in the bill of the applicant. Both the connections are in one and same premises and house. As per C.I.S., supply is T.D. on 30.12.2011 and therefore excess amount of Rs. 4272/- is already deducted as per order of Learned I.G.R.C.

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

5. Smt. Veena Murlidhar Purohit Consumer No. 410017209357 is wife of the consumer and that connection is also in one and same house and premises owned by the applicant. Admittedly, amount of P.D. arrears of Smt. Veena Murlidhar Purohit was Rs. 19415.81. As per order of I.G.R.C. that amount is reduced to Rs. 15143/-. Provisions of regulation

10.5 of MERC supply code regulations 2005 are applicable. According to the applicant there was tenant in his house and it is the consumption of his tenant. His relations with his wife are not good and therefore she did not pay the bill nor the tenant. However, these are the arrears against the property and therefore applicant is responsible to pay these arrears. These arrears are also recoverable from the applicant according to Section 56 (1) of Electricity Act 2003 as per interpretation of work “ANY” in the said section. Therefore order passed by Learned I.G.R.C. is perfectly legal and valid and needs no interference. 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