

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

Case No. CGRF(NUZ)/72/2012

Applicant : M/s. Pransukh Pulses Industries Pvt.Ltd.,
At 9, E.I.A. Street Scheme, Kalamna,
NAGPUR.

Non-applicant : Nodal Officer,
The Superintending Engineer,
(Distribution Franchisee),
M.S.E.D.C.L. 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 4.9.2012.

The applicant filed present grievance application before this Forum on 13.7.2012 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

1. The applicant's case in brief is that Consumer Number of the applicant is 419992911582. Penalty is imposed for poor power factor & charged in the month from March 2011 to June 2011 amounting to Rs. 12595/-, Rs. 14172/-, Rs. 10935/-, Rs. 11340/- respectively i.e. total penalty of Rs. 49,042/-, is not justified and it

is necessary to withdraw this penalty amount from the bills. Therefore applicant filed present grievance application.

2. Non applicant denied the applicant's case by filing reply Dt. 1.8.2012. It is submitted that as per record of meter reading of the consumer, this penalty is perfectly legal. Power Factor to be calculated from the reading of kWh & kVAh reading of the meter. The said reading of MRI & actual reading taken are as under :-

MRI reading	
Month	PF
June 2011	0.49
May 2011	0.45
April 2011	0.46
March 2011	0.46
February 2011	0.4

Actual reading taken	
Month	PF
June 2011	0.49
May 2011	0.45
April 2011	0.46
March 2011	0.46
February 2011	0.4

If average power factor is 0.90 to 0.95 in such circumstances there can not be any penalty on power factor. However, if power factor is less than 0.90, it is necessary as per the rules to charge the penalty in the electricity bill. If power factor is in between 0.95 to 1.00, incentive has to be given in the electricity bill. As the power factor is less than 0.90 therefore penalty is imposed in the bills as per rules. On perusal of account book of the applicant, it reveals that since April 2010 to June 2012 power factor is less and therefore penalty is charged in the electricity bill. It is the responsibility of the applicant to maintain the power factor above 0.90. The applicant complained only for the period March 2011 to June 2011. It is also possible that there must be defect in the capacitor bank of the applicant. Therefore application deserves to be dismissed.

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

4. We have carefully perused the entire record. Record shows that Power Factor calculated as per M.R.I. report and as per actual meter reading taken and mentioned in electricity bills are same and therefore in our opinion penalty charged in the bills of March 2011 to June 2011 are correct and can not be withdrawn. After examining the MRI report and actual reading taken by the staff, it is observed that power factor in both the cases is the same which is very poor and therefore penalty charged by the system is quite correct and needs no withdrawal.

5. We have carefully perused the order passed by Learned I.G.R.C. SPANCO Ltd. Nagpur in case No. 21/11 Dt. 2.8.2011. In our opinion said order is based on sound reasoning. There is no illegality or perversity in this order and therefore order passed by Learned I.G.R.C. is perfectly correct, legal and valid and therefore needs no interference. For these reasons, we find no substance and no merits in the grievance application and the application deserves to be dismissed. Resultantly, the Forum proceeds to pass the following order:-

ORDER

- 1) Grievance application is dismissed.

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