

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

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**Case No. CGRF(NUZ)/095/2010**

Applicant : M/s. S.G. Photo Digital Pvt. Limited  
Swami Arcade, Near Dena Bank,  
W.H.C. Road, Dharampeth,  
NAGPUR.

Non-applicant : MSEDCL represented by  
the Nodal Officer-  
Executive Engineer,  
Congressnagar Division,  
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 01.02.2011)**

The applicant, M/s. S.G. Photo Digital Pvt. Limited Dharampeth, Nagpur filed his grievance application on dated 01.12.2010 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 here-in-after referred-to-as the said Regulations.

1. The applicant's say in brief is that, on 09.07.2010 ,the unit of the applicant, M/s. S.G. Photo Digital Pvt. Ltd., has inspected by Dy. Executive Engineer, Flying Squad, Wardha and instructed to the concerned office for clubbing the meters of Digital Photo System and S.G. Photo Digital Pvt. Ltd.

These two connections are meant for separate colour labs having independent status. Also M/s. S.G. Photo is a limited company. Both the connections and firms have separate shop and Development Act Registrations. Both the firm have separate Small Scale Industry registration and has separate Sales Tax Registration. Both the shops are entirely separate with separate Sale-deed. Both the shops have separate property status. As such both the connection cannot be clubbed. The IGRC, Nagpur Urban Circle, has rejected the applicant's request application vide letter dtd.30.12.10. Therefore applicant filed present grievance application in the forum on dtd. 1.12.2010 with a request...

1. To direct the non-applicant to set aside clubbing of meters.
2. The non-applicant submitted the reply in the forum on dated 16.12.10. He is submitted that, it is necessary to club both these connections together as the purpose being the same.

3. Forum heard arguments from both the side on dtd. 13.1.11 and carefully gone through the documents on record. Today Forum has already allowed grievance application filed by the applicant in case no. 93/2010, M/s. Digital Photo System V/s. Nodal Officer and case no. 94/2010, M/s. S.G. Photo Digital Pvt. Limited V/s. Nodal Officer, Executive Engineer Congressnagar Division, MSEDCL, Nagpur.
4. It is noteworthy that Dy. E.E., Flying Squad, did not prepare detailed spot panchnama having graphical narration of the situation on the spot and such panchnama is not signed by representative of the applicant. There are no averments under section 126 of Electricity Act 2003. Therefore forum cannot rely on bare words of the Flying Squad in absence of relevant documents.
5. Forum has already decided on 19.10.2006, case no. CGRF/NUZ/149/2006, case no. 150/2006 and case no. 151/2006 of M/s. Moonlight Colour Lab V/s. Nodal Officer, Executive Engineer, Congressnagar, MSEDCL, Nagpur and hold that there is no necessity to club such type of meters together. Further note, it is an admitted fact that in each shop there is one industrial connection and one commercial connection. Considering all these provisions in the result, Forum fully convinced that recommendation made by the Flying Squad of clubbing

of meters has resulted into miscarriage of the justice to present applicant.

6. Consequently Forum proceed to pass the following order.

**ORDER**

The grievance application is allowed.

1. The non-applicant is hereby directed not to club the meters.

Sd/-	Sd/-	Sd/-
<b>(Smt.K.K.Gharat)</b>	<b>(Smt.Gauri Chandrayan)</b>	<b>(ShriShivajirao S.Patil)</b>
Member-Secretary	MEMBER	CHAIRMAN