

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

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**Case No. CGRF(NUZ)/108/2013**

Applicant : Shri Shyam Mahadeo Sahare,  
Qtr. No. 113, Chalks Colony,  
Kamptee Road,  
NAGPUR.

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

Quorum Present : 1) Shri. Shivajirao S. Patil  
Chairman,  
  
2) Smt. Kavita K. Gharat  
Member Secretary.

**ORDER PASSED ON 4.7.2013.**

1. The applicant filed present grievance application before this Forum on 25.6.2013 under Regulation 6.5 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 on 13.6.2013, Officers of M/s. SPANCO disconnected the supply on the ground that the applicant tampered the meter. Assessment bill of Rs. 40000.00 was issued. Therefore the applicant claimed to stay the entire action of M/s. SPANCO and to restore the electricity supply.

3. Non applicant M/s. SPANCO filed reply dated 27.6.2013 on record to the effect that the applicant committed theft of electricity and therefore booked under section 135 of Electricity Act 2003. F.I.R. No. 4163 Dt. 15.6.2013 is registered against the applicant. Therefore this Forum has no jurisdiction to entertain the grievance.

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

5. Non applicant produced several important documents on record namely -

a) Spot Panchanama prepared on the spot,

b) Seizure Panchanama,

c) Testing Division Panchanama,

d) Meter testing report,

e) Spot inspection report, and

f) Several important photographs of the action and raid conducted.

6. There is also copy of report on record lodged by M/s. SPANCO addressed to Police Inspector, Police Station, M.S.E.D.C.L. Gaddigudam, Nagpur. It appears that Crime No. 4163/13 u/s 135 of Electricity Act 2003 is registered against the applicant for committing theft of electricity. It is noteworthy that it is specifically mentioned in the spot Panchanama that there is theft of electricity. Spot Inspection report is duly signed by the applicant and this report also shows that there is theft of

electricity by the applicant. M/s. SPANCO produced several photographs on record regarding the raid effected on the spot. Considering all these documents on record it appears that prima-facie it is a case u/s 135 of Electricity Act 2003 and therefore this Forum has no jurisdiction to entertain the grievance. Therefore grievance application deserves to be dismissed. Hence the following order: -

### ORDER

- 1) Grievance application is dismissed.

Sd/-  
(Smt.K.K.Gharat)  
MEMBER  
SECRETARY

Sd/-  
(ShriShivajirao S.Patil)  
CHAIRMAN