

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

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**Case No. CGRF(NUZ)/294/2014**

Applicant : Shri Mohd. Musa Dilawar Shaikh,  
Plot No. 60 A, Rathod Layout,  
Anant Nagar,  
Nagpur.

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

Quorum Present : 1) Shri Shivajirao S. Patil,  
Chairman.  
  
2) Adv. Subhash Jichkar  
Member.  
  
3) Shri Anil Shrivastava,  
Member / Secretary.

**ORDER PASSED ON 16.1.2015.**

1. The applicant filed present grievance application before this Forum on 19.11.2014 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. 38981/- in respect of Consumer No. 410012041598 in the name of Shri Ramrao J. Tidke have been wrongly charged in his bill of April 2014. Though he has

admitted that he has purchased the premises in question in the year 2010 from previous owner of the premises, he is not prepared to pay the outstanding dues of previous owner of the premises and has requested for withdrawal of the same from his bill. Being aggrieved by the order passed by Learned I.G.R.C. he approached to this Forum.

3. Non applicant denied applicant's case by filing reply Dt. 4.12.2014. It is submitted that provisions of Section 10.5 of MERC Supply Code Regulations 2005 are applicable to this matter. Residential connection was issued to previous owner Shri Ramrao J. Tidke, Consumer No. 410012041598 since 14.1.1988. In June 2013, this connection was permanently disconnected for non payment of arrears of Rs. 38981/-. These P.D. arrears amount is added in the bill of applicant Shri Musa Dilawar Sheikh, Consumer No. 410015213217. According to provisions of Regulation 10.5 of MERC Supply Code Regulations 2005 and according to M.S.E.D.C.L's Commercial Circular No. 53, it was necessary to charge P.D. arrears of only six months. Learned I.G.R.C. passed order Dt. 27.8.2014 and as per this order, amount of P.D. arrears was revised & corrected as Rs. 6755/- instead of Rs. 38981/-. Therefore amount of Rs. 32226/- is deducted from the bill and bill of entire arrears for Rs. 26432.86 was issued to the applicant. Applicant paid last amount of Rs. 2800/- being part payment on 28.1.2014 and thereafter paid nothing. Grievance application deserves to be dismissed.

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

5. CPL of the applicant shows that new electricity connection was given in the name of applicant on 23.11.2011 in the premises which has been purchased by him on 28.12.2010. As per CPL of previous owner,

he has used power supply till month of January 2012 and no progressive meter readings have been recorded since February 2012. In reply of M/s. SNDL it is specifically submitted that supply of Shri Ramrao J. Tidke, the previous owner was permanently disconnected in June 2013 for non payment of arrears of Rs. 38981/-. Therefore provisions of Regulation 10.5 of MERC Supply Code Regulations 2005 and Commercial circular No. 53 of M.S.E.D.C.L. Dt. 7.5.2007 apply to this matter. As applicant is not legal heir, only P.D. arrears of six months of previous owner can be recovered from the applicant.

6. Learned I.G.R.C. had considered all these aspects of the matter and already revised the bill legally and correctly. Therefore there is no need to interfere in the order passed by Learned I.G.R.C. 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