

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

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**Case No. CGRF(NUZ)/104/2015**

Applicant : M/s. Aditya Air Pro Pvt.Ltd.,  
N.K.Y. Towers, 1<sup>st</sup> Floor,  
Ajni Chouk, Wardha Rd.,  
Nagpur : 400 015.

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

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Applicant :- Shri S.A.Tiwari.

Respondent by 1) Shri Rody, Nodal Office.  
2) Shri Dahasahastra, SNDL Nagpur.

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

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**ORDER PASSED ON 13.8.2015.**

1. The applicant filed present grievance application before this Forum on 22.6.2015 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal

Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as said Regulations).

2. Applicant's case in brief is that in the bill of May 2015, FCA charges (Fuel Cost Adjustment Charges) are charged @ 124.45 per unit. As per circular No. 218 Dt. 2.6.2015 FCA charges @ ( - ) 45.59 per unit are decided. It is further clarified in that circular that FCA charges shall be @ (-) 45.59 per unit for the bills prepared in the month of June 2015. Applicant applied to SNDL & MSEDCL for revision of the bill but they refused. Therefore amount of Rs. 300900/- are recovered as excess amount in the bill of June 2015 and it should be refunded to the applicant.

3. Non applicant denied applicant's case by filing reply Dated 6.7.2015. It is submitted that I.T. Section has generated the bill on 1.6.2015 with the rate of FCA applicable on 1.6.2015. As per circular Dt. 15.4.2015 issued by M.S.E.D.C.L. the FCA rates will be levied as per bill date irrespective of bill month. As per this circular bill generated is correct. Learned I.G.R.C. has rightly rejected the grievance application. Grievance application deserves to be dismissed.

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

5. It is noteworthy that SNDL has produced copy of circular Dt. 15.4.2014 issued by Chief General Manager (IT), in

which on page No. 2 of this circular in point No. 2, it is specifically mentioned as under :-

“Henceforth FCA rates will be levied as per bill date irrespective of bill month”.

Therefore bare reading of this condition No.2 on page No.2 of the letter of Chief General Manager (IT) of M.S.E.D.C.L. Dt. 15.4.2014 it is specifically clarified that FCA rates will be levied **as per bill date irrespective of bill month**. Therefore non applicant has correctly charged FCA rates as per the bill date irrespective of the bill month and hence applicant is not entitled for any refund or revision of bill.

6. Order passed by Learned I.G.R.C. is 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