

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

Case No. CGRF(NUZ)/273/2014

Applicant : Shri Lalitkumar B. Kataria,
Gawalipura,
Sadar,
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 24.12.2014.

1. The applicant filed present grievance application before this Forum on 29.10.2014 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 the applicant applied for new residential connection on 4.6.2014, but his application was rejected for want of payment of arrears outstanding against other 2 Nos. of live connections in the same premises. Applicant approached to I.G.R.C. I.G.R.C. passed order dated 30.9.2014 and directed S.N.D.L. to process the application and issue demand note immediately and release the connection after payment of demand charges and after completion of all necessary formalities. S.N.D.L. should not insist upon the applicant to pay aforesaid outstanding dues. His claim for compensation was rejected. This order of I.G.R.C. Dt. 30.9.2014 was received by the applicant on 6.10.2014. On 17.10.2014, meter is installed. Now applicant simply claimed compensation.

3. Non applicant denied applicant's case by filing reply Dt. 17.11.2014. It is submitted that in the same premises, there are connections of Shri Bhayyalal Dayaram Kataria and Shri Sanjay Dharmaji Kataria. Amount of 15,970/- was due against them and therefore supply was not given to the applicant. Learned I.G.R.C. passed order dated 30.9.2014 and compliance was reported before 15.10.2014. S.N.D.L. had given electricity supply to the applicant on 16.10.2014.

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

5. There are two more live connections in the same premises standing in the name of Shri Bhayyalal Dayaram Kataria and Shri Sanjay Dharmaji Kataria and supply was not given to the applicant on

the ground that applicant did not pay these outstanding arrears of those other two connections. However, Learned I.G.R.C. correctly and properly held that when the arrears are outstanding against 2 live connections, Manager of SNDL should recover them by resorting to Section 56 (1) of Electricity Act 2003. Premise of the applicant is distinctly separate. He is entitled to get new connection and therefore Learned I.G.R.C. rightly directed SNDL to provide electricity supply to the applicant as per order dated 30.9.2014 and compliance was sought by 15.10.2014. According to SNDL supply was given to the applicant on 16.10.2014.

6. Considering these aspects, it is crystal clear that supply is already given to the applicant and his main grievance is already redressed. So far as compensation is concerned, considering the facts and circumstances of the case and evidence on record, in our opinion applicant is not entitled for any compensation. Hence following order : -

ORDER

- 1) Grievance application is partly allowed.
- 2) Supply is already given to the applicant on 16.10.2014 and that grievance is fully redressed.
- 3) Claim for compensation is hereby dismissed.

Sd/-
(Anil Shrivastava)
MEMBER
SECRETARY

Sd/-
(Adv. Subhash Jichkar)
MEMBER

Sd/-
(Shivajirao S. Patil),
CHAIRMAN