

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

Case No. CGRF(NUZ)/301/2014

Applicant : Smt. Shahanaz Mohd. Akil,
House No. 351 A, Hafiz Bakery,
Mominpura,
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 24.11.2014 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. 16318/- in respect of P.D. Consumer one Shri Mohd. Isak Mohd. Umer, with Consumer No. 410015152978 has wrongly been charged in her bill

of July 2014. She has requested for withdrawal of the same from her bill. Being aggrieved by the order passed by I.G.R.C. Dt. 6.11.2014, she approached to this Forum.

3. Non applicant denied applicant's case by filing reply Dt. 9.12.2014. It is submitted that the provisions of Regulation 10.5 of MERC Supply Code Regulations 2005, are applicable to this matter and as per these provisions in case of transfer of connection to other than a legal heir, liability transferred shall be restricted to a maximum period of 6 months of the unpaid charges for electricity supplied to such premises. Supply of consumer Shri Mohd. Isac Mohd. Umer Consumer No. 410014362456 was disconnected for non payment of arrears of Rs. 16318/- in July 2013. Said house of Mohd. Isac is purchased by Shehnaz Mohd. Akil i.e. the applicant with Consumer No. 410014362456 and therefore these arrears were added in the bill of the applicant. As per order of Learned I.G.R.C. Dt. 6.11.2014 instead of Rs. 16318/-, amount of P.D. arrears for six months Rs. (16318 – 8669) = 7649/- are added. Grievance application may be dismissed.

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

5. It is noteworthy that applicant's premises and that of erstwhile P.D. consumer's premises are one and the same. Applicant has purchased this premises from previous P.D. consumer. Admittedly the applicant is not legal heir of the previous consumer. Therefore as per Regulation 10.5 of MERC Supply Code Regulations 2005, applicant who is new occupant of the premises, is liable to pay unpaid dues of previous consumer limited to a period of six months only.

6. We have carefully perused order passed by Learned I.G.R.C. It is perfectly legal and correct. Therefore grievance application deserves to be dismissed.

7. Hence Forum proceeds to pass following order :-

ORDER

1) Grievance application is dismissed.

(Anil Shrivastava)
MEMBER
SECRETARY

(Adv. Subhash Jichkar)
MEMBER

(Shivajirao S. Patil),
CHAIRMAN