

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

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**Case No. CGRF(NZ)180/2016**

Applicant : Shri Sukhadeo V.Walde  
671, Anand Nagar, Binakhi Layout  
Nagpur-17.

Non-applicant : Nodal Officer,  
The Superintending Engineer,  
(D/F.) NUC,MSEDCL,  
NAGPUR.

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Applicant :- In person.

Respondent by 1) Shri Vairagade, EE, Nodal Office  
2) Shri Tekam, Nodal Office.  
3) Shri Dahasahastra, SNDL Nagpur.

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Quorum Present : 1) Shri Shivajirao S. Patil,  
Chairman.  
  
2) Shri N.V.Bansod  
Member  
  
3) Mrs. V.N.Parihar,  
Member, Secretary

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**ORDER PASSED ON 20.12.2016.**

1. The applicant filed present grievance application before this Forum on 17.11.2016 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 he applied for new residential connection but SNDL refused. Therefore applicant claimed new residential connection and compen-

sation of Rs.10 Lakhs.

3. Non applicant, denied applicant's case by filing reply dated 01.12.2016. It is submitted that applicant has Consumer No.410011078871 for residential connection and it was used for commercial purpose. Therefore action U/s. 126 of Electricity Act 2003 is taken and bill of Rs.47883.65 p.s. are issued. Uptill now applicant did not pay that bill therefore his application for new residential connection is rejected.

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

5. Today we have recently decided another case of the applicant vide case No.181/2016 and this Forum hold that there is prima facie case of U/s. 126 of Electricity Act 2003. Therefore this Forum has no jurisdiction according to Regulation 6.8 (a) of the said Regulation to decide this matter and applicant is at liberty to file appeal U/s.127 of Electricity Act 2003. Final bill U/s.126 of Electricity Act 2003 for Rs.47883.65 p.s. is not deposited by the applicant since long. In these circumstances, unless and until previous bill is not paid by the applicant and unless and until matter of U/s. 126 of Electricity Act 2003 is not decided in appeal U/s. 127 of Electricity Act 2003 applicant is not entitled for separate residential connection.

6. In such type of cases where there is prima facie case of U/s. 126 of Electricity Act 2003, permitting the applicant to take new residential meter shall be amounting to grant of liberty to the wrong doer. Demanding the new residential meter appears to be another tact of the applicant to give goby to pending matter of U/s. 126 of Electricity Act 2003. It is not permissible at law.

7. For these reasons we hold that considering circumstance at this moment, new meter can not be allotted to the applicant. Applicant to wait till decision of Appeal u/s.

U/s. 127 of Electricity Act 2003. Grievance application deserves to be dismiss.

8. Hence the following order.

**ORDER**

Grievance application is dismissed.

Sd/-  
(N.V.Bansod)  
**MEMBER**

sd/-  
(Mrs.V.N.Parihar)  
**MEMBER/SECRETARY**

sd/-  
(Shivajirao S. Patil),  
**CHAIRMAN**