

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

Case No. CGRF(NZ)/221/2015

Applicant : Cure It Hospital Pvt.Ltd.
Dighori Squar, Ring Rd.,
Nagpur-24.

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

Applicant :- In person.

Respondent by 1) Shri S.S.Gotmare, Adnl.EE, Nodal Office
2) Shri N.P.Larokar, Nodal Office.
3) Shri Dahasahastra, SNDL Nagpur.

Quorum Present : 1) Shri Shivajirao S. Patil,
Chairman.

2) Adv.Subhash Jichkar
Member

3)Mrs. V.N.Parihar,
Member, Secretary

ORDER PASSED ON 05.02.2016.

1. The applicant filed present grievance application before this Forum on 09.12.2015 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. Non applicant, denied applicant's case by filing reply dated 06.01.2016.

3. Forum heard arguments of both the sides and perused record.
4. We have carefully perused MERC's tariff order dated 16-08-2012 in case No.19/2012. On that basis MSEDCL had issued Commercial Circular No.175 dated 5th September-2012 para 10 (e) of Commercial Circular No.175 dated 5th September-2012 reads as under:

10 (e) Tariff to Ancillary Services within various Establishment:

“An ancillary services like canteens, recreation rooms for staff, gymnasium, swimming pool, time office, crèche for employees' children, dormitory for workers, guest houses for visiting officers, etc. within industrial/hospital/ education institutes/residential colonies, which are exclusively meant for the employees/patients/students/residents of these establishments respectively shall be billed under the consumer category of the respective categories.”

5. It is noteworthy that **“Medical shop or Medical store“** is no where mentioned in para 10 (e) of said Circular therefore it is not an ancillary services.
6. Para 12 of Commercial Circular No.175 dated 5th Sptember-2012 reads as under:

12 Tariff to Commercial Load of Industrial Consumers or Educational Institute:

“For commercial load (other than ancillary and incidental activities mentioned in Sr.No.10(e) above) of industrial consumers or educational institutions taking supply at HT voltage with separate sub-meter, the HT II Commercial category Tariff will be applicable, irrespective of whether metering is at HT side or LT side of the transformer. The HT VI Commercial category Tariff will not be applicable in such cases, since the same was intended to be only an

interim solution, since all such commercial category consumers taking supply at single point have to be converted either to franchisee or individual connections, in accordance with the detailed rationale given by the Commission in previous Tariff Orders. This provision needs to be implemented scrupulously.”

7. Therefore so far as Medical Shop or Medical Store is concept general public at large have approach and access any outsider from the society can purchase medicine from the Medical Shop. It is not restricted for staff, employees, officers and patients within the four walls of the Hospital. Anybody from the society can purchase from medical shop and therefore so for as medical shop is concern it is commercial activity and therefore needs a separate meter for medical shop. Therefore applicant shall get separate commercial meter for medical store and after that the tariff for hospital shall be change from LT II(b) to LT X(c) public services.

8. Hence Forum proceed to pass the following order.

ORDER

- 1) Grievance application is partly allowed.
- 2) Applicant shall get separate commercial meter for Medical Store and there after non-applicant shall change the tariff for hospital connection LT II(b) to LT X (Public Services) and accordingly to bills of the applicant shall be revised.
- 3) Non-applicant is directed to comply within 30 days from the date of this order.

Sd/-
(Mrs.V.N.Parihar)
MEMBER/SECRETARY

sd/-
(Adv.Subhash Jichkar)
MEMBER

sd/-
(Shivajirao S. Patil),
CHAIRMAN

