

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

Case No. CGRF(NUZ)/22/2012

Applicant : Smt. Meena Narendra Chug,
User Nanak L. Aswani, Plot No. 251,
Dattanagar, near Shastrinagar Chouk,
NAGPUR.

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

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

2) Adv. Smt. Gouri Chandrayan,
Member,

3) Smt. Kavita K. Gharat
Member Secretary.

ORDER PASSED ON 19.4.2012.

The applicant filed present grievance application before this Forum on 3.3.2012 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

1. The applicant's case in brief is that the Consumer No. 410014877227 is in the name of Nanakram Lakhimchand Aswani in Plot No. 251, Dattanagar, near Shastri nagar Square, Nagpur. The applicant had purchased this house as per Registered Sale Deed Dt. 23.9.2009.

2. The non applicant is not taking actual meter reading of the meter and the applicant is receiving excessive and exorbitant bills. The applicant complained to SPANCO, distribution franchisee of M.S.E.D.C.L. but no action is taken. Therefore the applicant filed present Grievance application to revise her bills.

3. Non applicant filed reply Dt. 21.3.2012 and denied the case of the applicant. Present meter is in the name of Shri N.L. Aswani. The applicant Smt. Meena Narendra Chug is not the consumer according to Section 2 (15) of Electricity Act 2003. The applicant is not the representative of Shri N.L. Aswani and therefore the application is untenable at law.

4. It is submitted that till September 2009, the meter of the applicant was working properly. However, during the period Oct. 2010 to Jan. 2011, the meter was faulty and therefore average bills of 122 units per month were issued. In January 2011, faulty meter was replaced and new meter was installed. Initially reading of new meter was 0003. Average bills of 122 units per month were given to the applicant for the period February 2011 to August 2011 and applicant paid all those bills

without any complaint. In September 2011 previous reading was 0003 and current reading was 3212. Therefore total consumption was 3209 units in 8 months and out of this consumption amount of average bill Rs. 3325.58 was deducted and Credit was given to the applicant. Therefore bill of Rs. 15957.34 was given to the applicant. Since then, the applicant made some part payments. Till January 2012 amount of Rs. 13045.06 is due and outstanding against the applicant. The application be dismissed.

5. Forum heard arguments of both the sides and perused the entire record.

5. Non applicant side had produced enlargement photo copy of meter and it is found that in January 2011, clear reading 2085 is appearing. Considering the facts and circumstances of the case and evidences on record, in the opinion of the Forum, 2085 reading is available in Photo copy of January 2011. Therefore, it is necessary to calculate the billing of the applicant since January 2011 to September 2011 and the disputed amount of consumption should be divided into 9 months and to revise the bill for the period January 2011 to September 2011 accordingly. This much relief only can be granted to the applicant. Hence the following order :-

ORDER

1) Grievance application is partly allowed.

2) Non applicant is hereby directed to divide meter reading of 3212 – 2085 = 1127 units into 9 months and after such division, revise bills since January 2011 to September 2011.

3) Non applicant to comply the order within 30 days from the date of this order.

Sd/-	Sd/-	Sd/-
(Smt.K.K.Gharat)	(Adv.Smt.GauriChandrayan)	(ShriShivajirao S.Patil)
MEMBER	MEMBER	CHAIRMAN
SECRETARY		