

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

Case No. CGRF(NUZ)/039/2009

Applicant : Shri Nisar Ahmad Khan
At Ansar Nagar,
Boriyapura,
NAGPUR.

Non-applicant : MSEDCL represented by
the Nodal Officer-
Executive Engineer,
Gandhibag Division, NUZ,
Nagpur.

Quorum Present :1) Shri S.F. Lanjewar
Executive Engineer &
Member Secretary,
Consumer Grievance Redressal
Forum, Nagpur Urban Zone,
Nagpur.

2) Smt. Gouri Chandrayan,
Member,
Consumer Grievance Redressal
Forum,
Nagpur Urban Zone,
Nagpur.

(ORDER Passed on 31.07.2009)

The present grievance application has been filed on dated 20.06.2009 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 here-in-after referred-to-as the said Regulations.

The grievance of the applicant is in respect of Meter should be issued by MSEDCL & old arrears of other name should not complete for payment.

The grievance was lodged by the applicant by stating the following points.

- 1) He should get the electric meter.
- 2) The arrears from 20 years should be withdrawn.
- 3) Getting the compensation of Rs.25,000/- for harassment.

He also stated that there were two meters in House No. 762 ward no. 52. the house was sold in 1997-98 where these two meters were installed. There were arrears (dues) were in the name of consumer so he will liable for payment of clear-up the dues.

The applicant had also submitted along-with application given to MSEDCL time to time on dated 22.08.2007 & 20.08.2008.

He lastly prayed that the old arrears should be withdrawn & getting of new meter.

The matter was heard on 07.07.2009.

He also submitted the written documents on Rs. 50/- stamp paper on dated 02.09.2008 in which he had stated the following points.

- 1) We are staying in Nagpur house no. 762 ward no. 52 in the half portion.
- 2) The house is in the name of his husband and father's name Shri Abdul Gaffer Khan and we are residing in the house.

- 3) About 15 year back Shri Abdul Gaffer Khan had sold the power-loom place (land) and shop to Shri Moh. Ekram Aansari & he is staying in that place.
- 4) In the open land the house was buildup & with family staying their.
- 5) There was no any electric connection on the plot.
- 6) The land which was hold it was power-loom & shop and there is no relation and we are not responsible for that.
- 7) The house was made thought Ekram Aansari & the electric connection was taken.

The applicant also submitted the certificate of Moh. Nagarsevak of ward no. 22 NMC in which he stated that Shri Abdul Khan Gaffer Khan was running a power-loom before 18 to 20 years ago.

The non-applicant reply not given in stipulated time, that there is P.D. arrears outstanding against the consumer no. 410010894011/1 and 410010894003 that is the same place where the new owner wants to take the connection. He also replied that amount of arrears if the applicant is ready to pay, the connection will be released.

The following thing are observed by the Forum:

- 1) The applicant did not give the sufficient evidential ground.
- 2) There is no proper justification given by applicant regarding the arrears is not pertains to the said premises.

The Forum came into conclusion.

In the present case arrears of past consumer in the premises are involved which are governed by Regulations 10.5 of the Electricity Supply Code notified under E.A., 2003.

The non-applicant has the legal right under Section 56 (1) of the Electricity Act, 2003 to recover the arrear amount of Rs. 22,562/- & Rs. 38,021/- respectively consumer no. 410010894003 and 410010894011 of both the connections.

After payment of arrears the connection shall release in the name of applicant within one month period by completing all the formalities.

Sd/-
(S.F. Lanjewar)
Member-Secretary

Sd/-
(Smt. Gauri Chandrayan)
MEMBER
CONSUMER GRIEVANCE REDRESSAL FORUM
MAHARASHTRA STATE ELECTRICITY DISTRIBUTION CO LTD's
NAGPUR URBAN ZONE, NAGPUR.

Member-Secretary
Consumer Grievance Redressal Forum,
Maharashtra State Electricity Distribution Co.Ltd.,
Nagpur Urban Zone, NAGPUR.