

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

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**Case No. CGRF(NUZ)/051/2005**

- Applicant : Shri Manikrao Dayaramji Vaidya  
Plot No. 55 A, NIT Layout  
(M.K. House), Trimurtinagar,  
Nagpur.
- Non-Applicant : The Nodal Officer,  
Executive Engineer,  
Mahal Division,  
Nagpur representing the MSEDCL.
- Quorum Present : 1) Shri S.D. Jahagirdar, IAS (Retd),  
Chairman,  
Consumer Grievance Redressal  
Forum,  
Nagpur Urban Zone,  
Nagpur.
- 2) Smt. Gouri Chandrayan,  
Member,  
Consumer Grievance Redressal  
Forum,  
Nagpur Urban Zone,  
Nagpur.
- 3) Shri M.S. Shrisat  
Exe. Engr. & Member Secretary,  
Consumer Grievance Redressal  
Forum, NUZ, MSEDCL, Nagpur.

**ORDER (Passed on 22.09.2005)**

The present grievance application is filed before this Forum in the prescribed schedule "A" by the applicant on 24.08.2005 as per Regulation No. 6.3 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance

Redressal Forum & Ombudsman) Regulations, 2003 here-in-after referred-to-as the said Regulations.

The grievance of the applicant is in respect of non-provision of three phase electricity connection to the Convent School run by Shanaishwar Bahu-uddeshiya Shikshan Sanstha, Nagpur in Somalwada village limits in survey No. 97/1, 97/2.

The applicant had applied to the non-applicant way back in year 2000 for releasing three phase electricity connection for the Convent School being run in the Somalwada village limits. The area where the Convent School is situated comprises of various layouts for housing purposes which were developed in the year 2000. Hence in order to meet the demands of these layouts including that of the applicant, the non-applicant prepared an estimate for laying 11 KV electrical line etc and this estimate was sanctioned by the Chief Engineer, NUZ, Nagpur for housing purposes under Urban Renovation Scheme on 28.06.2000. Since the applicant was in immediate need of electricity connection and since no other housing activity had come up in the area, the non-applicant asked the applicant to construct a plinth and a room for Board's equipments which the applicant constructed as per the non-applicant's advice. However, since only one application of the applicant for provision of supply was received and since there were no other applications, it was not possible for the non-applicant to execute the estimate considering the financial constraints. Hence, the non-applicant closed the Urban

Renovation Scheme and asked the applicant to submit a fresh application for new connection.

The applicant's contention is that he has already constructed a plinth and a room for Board's equipment as per written advice of the non-applicant's Officer and spent an amount of about Rs. One lakh on this construction. According to him, it is not possible to bear the entire cost of laying of 11 KV electrical line, Transformer etc. and hence he requested the non-applicant to release connection to the applicant's Convent School from the LT line existing in Jai Durga No. 6 Layout. The applicant vehemently argued that no remedy has been provided to this grievance since the year 2000 when he first applied for electricity connection. He requested that the non-applicant be directed to release electricity connection from the LT line as requested for by him.

He has produced copies of the following documents in his support of his contentions.

- 1) His letter addressed to the Executive Engineer (Adm), NUZ, MSEDCL, Nagpur requesting for release of connection to his Institution from the LT line available near-by.
- 2) Letter dated 05.08.2005 addressed to him by the Executive Engineer (Adm), Nagpur Urban Circle, Nagpur asking the applicant to submit fresh application for a new connection.
- 3) His application dated 11.07.2005 addressed to the Internal Grievance Redressal Unit, Nagpur Urban

Zone, Nagpur as per the provisions under the said Regulations.

- 4) His letter dated 11.07.2005 addressed to this Forum complaining about non-provision of electricity connection to his Institution.
- 5) Letter dated 12.10.2000 addressed to Secretary, Suraj Gruha Samasya Niwaran Sanstha, Nagpur by the Executive Engineer, Mahal Division, Nagpur for construction of a plinth and a room for Board's equipment etc after contacting the Assistant Engineer concerned.
- 6) Letter dated 16.11.2000 addressed by the Assistant Engineer, Construction S/Dn., Mahal Division, Nagpur addressed to the Secretary, Suraj Gruha Samasya Niwaran Sanstha, Nagpur in respect of construction of T/F plinth and fencing wall etc.
- 7) Letter dated 16.07.2001 addressed by the applicant to the Executive Engineer, "C" Zone, MSEB Nagpur requesting for issue of a demand note for 3 phase connection for his Convent School.

The applicant lastly requested that his grievance may be removed at the earliest.

The non-applicant has stated in his parawise report dated 09.09.2005 that in response to the applicant's application, an estimate under the Urban Renovation Scheme was prepared by him and the same was sanctioned on 28.06.2000 by the Chief Engineer, Nagpur Urban Zone

for housing purposes in the layout of Suraj Gruha Samasya Niwaran Sanstha, Nagpur. The applicant no doubt has constructed the plinth as per the letter dated 12.10.2000 from the Executive Engineer, Mahal Division. He further contended that although the applicant did apply way back in the year 2000 for releasing electricity connection to him, his was the only application received by him from the area which is not yet fully developed and that no other applications were received for new connections. The Nodal Officer inspected the area on 03.07.2005 to find that no tangible development has taken place and no houses are constructed in this layout so far except the applicant's Convent School. The Urban Renovation Scheme proposed by him and sanctioned by the Chief Engineer, NUZ, MSEB, Nagpur had, therefore, to be closed by him.

The non-applicant showed his willingness to consider any fresh application from the applicant as per the rules & regulations of his Company. He expressed his inability to provide electricity connection to the applicant's Convent School by laying 11 KV service line etc. He also made it clear that the applicant will have to bear the expenditure for extension of LT service line upto the location of the Convent School. He agreed to prepare an estimate in this respect provided the applicant makes an application and also gives his consent to bear the expenditure under the Outright Contribution Scheme.

We have carefully gone through the record of the case, documents produced by both the parties and also all the submissions made by both of them before us.

It is clear from the submissions of the non-applicant that the area in question is not yet fully developed and there is not much of house activity in the area so far. The non-applicant had earlier prepared an estimate under the Urban Renovation Scheme which was also sanctioned by the Chief Engineer, NUZ, MSEB, Nagpur with a view to electrify the area where the applicant's Convent School is located. However, this scheme has now been abandoned evidently for sound reasons.

The applicant, on his part, has shown his preparedness to bear the expenditure for providing the electricity connection to his Convent School from the near by LT line. For this purpose, the non-applicant will have to extend the LT line by laying poles and appropriate cables up-to the location of the applicant's Convent School. This will be a sort of a dedicated facility only for the purpose of the applicant. No other connections can be given from the extended LT line. However, for this purpose the applicant will have to submit a fresh application to the non-applicant. Upon receipt of fresh application, an estimate in this connection would be prepared by the non-applicant under the Outright Contribution Scheme. Work of extension of LT service line will have to be done as per the non-applicant's estimate by the applicant under the non-applicant's

supervision. The applicant will also have to pay 15% supervision charges to the non-applicant for this purpose.

The applicant has shown his willingness to give a fresh application and to bear the expenditure under the Outright Contribution Scheme.

It was agreed by the applicant before us that he will make a fresh application to the non-applicant on or before 25<sup>th</sup> September, 2005. The non-applicant also agreed to prepare an estimate and send it to the Chief Engineer for his sanction before 10.10.2005. The applicant also agreed to give a consent letter to the non-applicant for undertaking the entire work under the supervision of the non-applicant and also to bear the cost of the estimate.

In view of above, both the parties are directed to proceed to take action as stated above.

In the instant case, the applicant has incurred some expenditure on construction of a plinth, a room, wire fencing etc. as per written orders given to him by the non-applicant. The record also substantiates this submission of the applicant to some extent. However, he will have to produce all the requisite vouchers to the non-applicant in order to press his claim for reimbursement to him of this expenditure. In this respect, we are inclined to hold and do hold accordingly that since the work of plinth etc. was done by the applicant upon written instructions from the non-applicant, expenditure incurred by him will have to be reimbursed to him by the non-applicant after due verification. For this purpose the applicant will submit

all the papers and vouchers in this respect to the non-applicant. We direct that the non-applicant shall, after due verification either reimburse this amount to him or shall give credit to the applicant in the estimate to be prepared by him in the context of the fresh application from the applicant.

In view of above, the applicant's application is disposed off accordingly.

Sd/-	Sd/-	Sd/-
(M.S. Shrisat)	(Smt. Gouri Chandrayan)	(S.D. Jahagirdar)
Member-Secretary	Member	CHAIRMAN

**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.**