

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

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**Case No. CGRF(NUZ)/040/2011**

Applicant : Smt. Trivenee B. Thakre  
Near Mankapur Post Office,  
Koradi Road,  
Nagpur.

Non-applicant : MSEDCL represented by  
the Nodal Officer-  
Superintending Engineer  
(Franchisee Area)  
Nagpur Urban Zone,  
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 23.09.2011)**

It is the grievance application filed by Smt. Trivenee B. Thakre, Plot No. 27, Near Mankapur Post Office, Koradi Road, Nagpur on dated 25.07.2011 under the 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 applicant's case in brief is that, on 25.01.2007 meter of industry of the applicant was taken out and digital

meter was installed. In march 2007 MSEDCL issued wrong bill of Rs. 36210/- Thereafter various incorrect bills were issued. Applicant filed complaint on dated 13.03.2007, 06.08.2007. Therefore on 14.11.2007 credit of Rs.13,190/- was given to the applicant and again excess bill was issued. Amount of the applicant Rs.13,190/- and security deposit of Rs.1450/- are due against the non-applicant. Therefore applicant filed present grievance application and claim following relief.

- 1) To refund the amount of Rs.13,190/- and 1450/-.
- 2) Compensation should be given to the applicant of Rs.50,000/-

The non-applicant denied case of the applicant by filing reply on dated 13.09.2011. It is submitted that present application is for the bill of January 2007 and since it is not filed within 2 years from the date of cause of action, therefore according to Regulation 6.6 of the said Regulation, applicant's grievance application deserves to be dismissed. In January 2007 old meter was replaced and new meter was installed. At that time due to technical fault of computer system, incorrect bill of Rs.30,323/- was given. This incorrect bill was corrected and credit of Rs.23,342=82 was given to the applicant in June 2007. At present amount of Rs.14,423=98 is due again the applicant.

Forum heard arguments from both the sides and perused record. On the date of hearing, Shri. Gundalwar,

Assistant Accountant of MSEDCL produced certain papers dated 27.04.2011 on record. In the paper, there is an Office-Note dated 21.04.2011. In this office-note, it is mentioned that during February 2007 to May 2007 average bill was given to the applicant and amount of Rs.15,327=99 was shown in the bill of June 2007. But effect of this amount is not shown in later. Therefore credit of this amount of Rs.15,327=99 is recommended. After calculation, amount of Rs.14,423=98 was due and outstanding again the applicant and credit of Rs.15,327=99 is recommended for the applicant. Therefore only amount of Rs.904=01 is refundable to the applicant. Likewise amount of Security Deposit of Rs.1450/- is refundable. Thus MSEDCL is liable to refund of Rs.2354=07 to the applicant. This paper was signed by Assistant Accountant.

After perusal of the record, it appears entire dispute is relating to the year 2007. According to Regulation 6.6 of the said Regulation

“The Forum shall not admit any grievance unless, it is filed within 2 years from the date on which the cause of action has arisen.” Cause of action arose in 2007 and limitation is only upto 2009 but application is filed in 2011.

Therefore application is hopelessly barred by limitation, hence Forum proceed to pass the following order.

**ORDER**

The grievance application is dismissed.

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