

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

Case No. CGRF(NZ)/13/2016

Applicant : Shri Sunil S.Chambhare
At.Po.Jamani
Tq.Hinganghat, Dist.Wardha.

Non-applicant : Nodal Officer,
The Executive Engineer,
O&M Division,MSEDCL,
Hinganghat.

Applicant'Representative :- Shri B.V.Betal,

Respondent by:- 1) Shri A.M.Nitnaware, E.E., Hinganghat Dn.
2) Shri R.R.Awachat, Dy.EE, H'ghat, S/Dn.

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

2) Smt. Vandana Parihar,
Member/Secretary

ORDER PASSED ON 11.03.2016.

1. The applicant filed present grievance application before this Forum on 28.01.2016 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 04.03.2016.

3. Forum heard arguments of both the sides and perused record.
4. Present grievance application is filed on 27-06-2013 for agricultural connection according to MSRC's SOP Regulations. Stipulated time for issuing of demand is on or before 12-07-2013. Demand is issued on 24-10-2013. The cause of action has arisen for issuing of demand on 24-10-2013 to claim of compensation for issuing late demand. It was necessary for the applicant to file grievance application within two years from 24-10-2013 i.e. on or before 24-10-2015 but present grievance application is filed on 28-01-2016. Therefore it is barred by limitation to claim compensation of late demand. According to Regulation 6.6 of the said Regulation **“The Forum shall not admit any Grievance unless it is filed within two (2) years from the date on which the cause of action has arisen”**.
5. For releasing of agricultural connection is concerned, demand is given on 24-10-2013. Applicant paid amount of demand on 06-11-2013 and submitted test report on 06-11-2013.
6. Non-applicant issued notice dated 08-03-2016 to the applicant with directions to remain present in the field on 09-03-2016 for spot inspection. This notice is duly signed by the applicant and receiving note of the notice is produced on record. According to the officer they went to this spot on 09-03-2016 and found that there was no capacitor on the spot and there was no earthing to meter box. This spot inspection report is duly signed by the applicant in English on date 09-03-2016. It is signed by Mr. Patil, Assistant Engineer and Technician Mr. Naresh Dhakate. MSEDCL took photographs as a proofs. Therefore it is clear test report is bogus and there is no electrical installation on the spot. Therefore test report is bogus.
7. Previously, also on 15-02-2016 officer of the MSEDCL inspected the

spot and found that diesel engine was installed and there was no electrical installation. As per spot inspection report, test report is cancelled. Now it is necessary to make proper electrical installation according to Rules and Regulations and submit fresh test report. Therefore non-applicant shall issue agricultural connection to the applicant within stipulated time from the date of filing test report as per Rules and Regulations.

8. Hence Forum proceeds to pass the following order.

ORDER

- 1) Grievance application is partly allowed.
- 2) Claim for compensation to delay in issuance of demand is barred by limitation therefore it is rejected.
- 3) Applicant is at liberty to make proper electrical equipment as per Rules and Regulations and to submit legal test report. On such compliance by the applicant, non-applicant MSEDCL shall release agricultural connection to the applicant within stipulated time from the date of submission of new test report as per Rules and Regulations.
- 4) Non-applicant is directed to comply within 30 days from the date of this order.

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

sd/-
(Shivajirao S. Patil),
CHAIRMAN

