

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

Case No. CGRF(NUZ)/011/2015

Applicant : Shri Ritesh M. Gupta,
Shop No. 18, Golbazar,
Gaddigudam,
Nagpur.

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

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

2) Adv. Subhash Jichkar
Member.

3) Shri Anil Shrivastava,
Member / Secretary.

ORDER PASSED ON 25.2.2015.

1. The applicant filed present grievance application before this Forum on 06.01.2015 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

2. Applicant's case in brief is that he applied for new service connection as per his application Dt. 18.10.2014 but Manager – NSC did not process the application and did not issue demand note to the applicant. Therefore applicant approached to I.G.R.C. for issuance of demand note and subsequent release of electricity connection to him. I.G.R.C. passed order dated 22.12.2014 mentioning therein that Manager – NSC has informed to

I.G.R.C. that she has generated / issued demand note to the applicant and after the payment of demand note charges by the applicant, new connection shall be released. Therefore I.G.R.C. disposed off the application as per order dated 22.12.2014. Being aggrieved by the order passed by I.G.R.C. applicant approached to this Forum. According to the applicant, date of application is 18.10.2014. Date of demand is 18.12.2014. Order passed by I.G.R.C. on 22.12.2014. Applicant paid demand on 24.12.2014 and connection is given on 28.12.2014. Therefore applicant claimed compensation of Rs. 10,000/-.

3. Non applicant denied applicant's case by filing reply Dt. 17.1.2015. It is submitted that applicant applied for N.S.C. on 18.10.2014. Applicant approached to I.G.R.C. that service connection is not given to him. Demand note was given to applicant on 18.12.2014. Learned I.G.R.C. passed the order dated 22.12.2014 that after depositing the amount of demand, connection shall be given to the applicant. Applicant paid demand note amount on 22.12.2014 and connection is given to the applicant on 24.12.2014.

4. Forum heard argument of non applicant and perused record.

5. During the course of arguments, on behalf of the applicant it was argued that previously on 30.11.2014 his application for new service connection was rejected on the ground of non payment of P.D. arrears of Shri Lalbihari Gupta, Great Grand Father of the applicant and these are the old P.D. arrears. However, no documentary evidence to that effect is produced by the applicant on record to show that his application was rejected on 30.11.2014. Alongwith grievance application, applicant did not produce any documentary evidence on record to that effect. Therefore we find no force in this argument of the applicant. Even if for the sake of argument, it is presumed that application of the applicant was rejected on

30.11.2014 for non payment of P.D. arrears of his Great Grand Father Shri Lalbihari Gupta, even then we have to consider that applicant first time approached to Learned I.G.R.C. on 16.12.2014 and Learned I.G.R.C. passed order Dt. 22.12.2014. It is noteworthy that applicant filed grievance application to I.G.R.C. on 16.12.2014 and immediately on 18.12.2014 demand is given to the applicant. Applicant paid that demand on 24.12.2014 and connection is given to the applicant on 28.12.2014. Therefore there is no delay on the part of S.N.D.L. nor negligence. Date of order of I.G.R.C. is 22.12.2014 and connection is given on 28.12.2014.

6. Needless to say that after applicant filed his application Dt. 18.10.2014; he has to comply other requisite formalities. Demand can be issued only on completion of reasonable legal formalities in accordance with regulations. If applicant delayed completion of requisite formalities, Distribution Licensee can not be blamed for the delay caused by the applicant. After entire scrutiny of the application and fulfillment of requisite formalities demand was issued to the applicant on 18.12.2014 during the pendency of the matter before I.G.R.C. After passing of order by I.G.R.C. immediately his connection is issued and hence applicant is not entitled for any compensation. Grievance application deserves to be dismissed. Hence following order :-

ORDER

- 1) Grievance application is dismissed.

Sd/-
(Anil Shrivastava)
MEMBER
SECRETARY

Sd/-
(Adv. Subhash Jichkar)
MEMBER

Sd/-
(Shivajirao S. Patil),
CHAIRMAN