

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

Case No. CGRF(NZ)/32/2016

Applicant : Shri Vinayak T. Narnaware
At.Tadgaon, Po.Mangrul
Tq.Samudrapur, 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 V.M.Hedau, Dy.EE, S'pur, S/Dn.

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

2) Smt. Vandana Parihar,
Member/Secretary

ORDER PASSED ON 01.04.2016.

1. The applicant filed present grievance application before this Forum on 09.02.2016 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. Applicant filed an application for agricultural connection on 25-02-2013. Demand is given on 10-05-2013. It is true that demand was issued late but that claim is barred by limitation to claim compensation of late demand. It was necessary to file application within two years from the date of demand i.e.10-05-2013. 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”**. Therefore claim for compensation for issuing late demand is barred by limitation because application is filed on 09-02-2016 limitation expired on 07-02-2015.

5. Applicant paid amount of demand on 07-06-2013 and test report submitted on 10-07-2014. Connection & supply is given on 25-11-2015. Infrastructure was not ready therefore time for releasing connection is 90 days on submission of the test report. Test report is given on 10-07-2014 therefore it was necessary to give connection on 08-10-2014 but connection is given on 25-11-2015. Therefore applicant is entitled for compensation for releasing late connection for the period 08-10-2014 to 24-11-2015.

7. Hence the following order.

ORDER

- 1) Grievance application is partly allowed.
- 2) Claim for compensation for delay in issuing demand is barred by limitation therefore rejected.
- 3) Non applicant shall pay compensation to the applicant for delay in releasing of agricultural connection for the period 08-10-2014 to 24-11-2015 according to MERC’s SOP Regulations 2005 and 2014.
- 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

