

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

Case No. CGRF(NUZ)/064/2010

Applicant : Shri Vinod A. Johari
Flat No. 12, Sai Prabhu Apartment,
Nawab Layout-Tilaknagar,
Dist. Nagpur.

Non-applicant : MSEDCL represented by
the Nodal Officer-
Executive Engineer,
Congressnagar Division,
Nagpur.

Quorum Present: 1) Smt. K.K. Gharat
Member Secretary,
Consumer Grievance Redressal
Forum, Nagpur Urban Zone,
Nagpur.

2) Smt. Gouri Chandrayan,
Member,
Consumer Grievance Redressal
Forum, Nagpur Urban Zone,
Nagpur.

Interim ORDER (Passed on 09.09.2010)

The present grievance application has been filed on dated 07.09.2010 under Regulation 6.5 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 here-in-after referred-to-as the said Regulations.

1. The applicant, Shri Vinod A. Johari Tilaknagar, Nagpur, is a residential consumer with consumer no. 410012410020. The applicant has orally informed to the non-applicant regarding the abnormal bills issued to him since May 2010. He also requested to the non-applicant for testing the meter in the month of July, 2010. Therefore the meter was checked by the non-applicant and found Ok. Hence the non-applicant has requested to the applicant to pay the bill vide his letter dated 15.07.2010. But the applicant did not make requisite payment. Therefore the non-applicant has issued a 15 days disconnection notice to the applicant on dated 11.08.2010, which is received by the applicant on dated 24.08.2010. Aggrieved by this the applicant has requested to the non-applicant to test the meter in his presence because during the previous meter testing, he was not present, so he was not agreed with meter testing report.

2. As per applicant's grievance letter the meter is faulty, hence the bill should get corrected and he would pay the corrected amount. He also stated that he has paid Rs.15,000/- under protest for the disputed bill in the month of July 2010. As the dispute is not at all resolved, he requested to the Forum to grant him Interim relief for not disconnecting the electrical

supply till final disposal of the complaint, by filing his grievance to the Forum on dated 07.09.2010.

3. The matter was heard for Interim relief under Regulation 8.3 on dated 09.09.2010, both the parties were present. There is no written submission filed on record in this case by the non-applicant. The non-applicant's side was presented by Shri Deshpande, Dy. E.E., Shankarnagar Sub-Division. On behalf of applicant, Shri Mukund Pimpalkar was present. He requested to the Forum to provide interim relief by not disconnecting the electric supply till final disposal of grievance.
4. The non-applicant has requested to the Forum that the applicant has to pay the current bill amount along-with 50% of arrears bill amount as the applicant has not paid the energy bills since July, 2010.
5. The document on record shows that the matter is of disconnection of supply in default of payment. Also the applicant is not satisfied with the meter testing as the testing is not carried out in his presence and as per applicant's opinion the bill dispute has arose because of faulty meter. Thus in Forum's opinion this is a matter of bill dispute between the applicant & the non-applicant, which is not completely resolved. Also the applicant has already paid the Rs.15,000/- under protest. But the applicant cannot deny the

payment of undisputed amount and therefore he has to pay the current bill amount except the disputed amount.

6. During the hearing the applicant informed to the Forum that he has filed the grievance with Internal Grievance Redressal Cell on dated 07.09.2010. As the matter is yet to be decided by the Cell. Therefore, question of going into the merits of the case does not arise at this stage. Hence the non-applicant is hereby directed to get the matter decided with Internal Grievance Redressal Cell in terms of said regulation. The non-applicant may take further action depending upon the decision of the Internal Grievance Redressal Cell. Further the applicant shall also be at liberty to come before this Forum in the event of Internal Grievance Redressal Cell's decision going against him.

INTERIM ORDER

The Interim relief is hereby granted by quashing the disconnection notice subjected to the depositing the current bill amount by the applicant within 5 days from the date of order.

Sd/-
(Smt.K.K. Gharat)
Member-Secretary

Sd/-
(Smt.Gauri Chandrayan)
MEMBER