

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

---

**Case No. CGRF(NUZ)/61/2012**

Applicant : Shri Pradeep Purushottam Burade,  
At 232, Omnagar, Umred Road,  
NAGPUR.

Non-applicant : Nodal Officer,  
The Superintending Engineer,  
(Distribution Franchisee),  
M.S.E.D.C.L. 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 24.7.2012.**

The applicant filed present grievance application before this Forum on 11.6.2012 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

1. The applicant's case in brief is that effect of change of tariff from Commercial to Residential is already given to the applicant by the Business Manager of M/s. SPANCO, Franchisee of Distribution Licensee from the billing month of March 2012, whereas the applicant has applied for this change

on 26.8.2011. The applicant requested to give effect for change of tariff from the original date of application i.e. 26.8.2011 and requested for necessary credit in the next bill. For this purpose the applicant filed the grievance application bearing No. 28/12 before learned I.G.R.C. However, his request was not allowed as per the order Dt. 28.5.2012. Therefore the applicant approached to this Forum and filed present grievance application to quash and set aside the order passed by I.G.R.C. Dt. 28.5.2012 and for issuance of directives to effect the change in tariff from commercial to residential w.e.f. 26.8.2011.

2. Non applicant denied the applicant's case by filing reply Dt. 3.7.2012. It is submitted that on 26.8.2011, the applicant filed an application for change of tariff from commercial to residential. There was spot inspection on Dt. 6.1.2012 and since March 2012, the tariff was changed and bills are issued as per residential tariff.

3. Forum heard the arguments of both the sides and perused the record.

4. In support of his application, the applicant produced copy of his application Dt. 26.8.2012 on record. Therefore, it is clear that since 26.8.2011, the applicant is claiming change of tariff. Therefore in our opinion the effect of change of tariff must be given to the applicant since the date of application Dt. 26.8.2011. Therefore, Forum proceeds to pass the following order :-

ORDER

- 1) Grievance application is allowed.
- 2) Order passed by Learned I.G.R.C. in case No. 28/12 Dt. 28.5.2012 is hereby set aside and cancelled.
- 3) Non applicant is hereby directed to change the tariff from commercial to residential w.e.f. 26.8.2011 and excess amount recovered from the applicant shall be credited to the account of applicant and shall be adjusted in future bills.
- 4) Non applicant is hereby directed to comply the order within 30 days from the date of this order.

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