

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

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**Case No. CGRF(NUZ)/49/2013**

Applicant : Smt. Shantabai Sharma,  
Thr:- Shri Omprakash Sharma,  
Sai Pralhad Apartments,  
Indora Chouk,  
NAGPUR:04.

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) Smt. Kavita K. Gharat  
Member Secretary.

**ORDER PASSED ON 7.5.2013.**

1. The applicant filed present grievance application before this Forum on 25.3.2013 under Regulation 6.5 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as Regulations).

2. The applicant's case in brief is that supply of the applicant is disconnected on 21.3.2013 without any statutory notice u/s 56 of Electricity Act 2003. Therefore it should be restored. Applicant also claimed Rs. 25000/- as compensation for physical and mental harassment.

3. According to non applicant, they have served notice u/s 56 of Electricity Act 2003 on the applicant on 6.3.2013 and Smt. Shantabai personally signed the notice on 6.3.2013. Therefore there is no question of granting any compensation.

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

5. In this matter this Forum has granted interim relief as per order Dt. 26.3.2013 and directed the non applicant to restore electricity supply of the applicant immediately. Accordingly supply was restored on 26.3.2013. Therefore so far as restoration of electricity supply is concerned, that grievance is already redressed due to interim order.

6. So far as granting any compensation is concerned, according to the applicant, applicant Shantabai alias Shantadevi P. Sharma died on 1.3.2012. However, notice of disconnection Dt. 4.3.2013 is shown to be signed by Shantabai. It is also possible that any other member of the family of the

deceased Shantabai perhaps might have signed disconnection notice in the name of Shantabai. This point is strongly supported by signature of Shantabai Sharma even on the Grievance application Schedule 'A'. It is noteworthy that prescribed Schedule 'A' of Grievance application also appears to be signed by Shantabai Sharma and Omprakash Sharma. When Shantabai has died on 1.3.2012, how she signed Schedule 'A' of grievance application forms a big question mark. Therefore it is clear that somebody else other than deceased Shantabai signed Schedule 'A' of grievance application and some mischief is likely to be committed by the person who signed on disconnection notice Dt. 4.3.2013. Furthermore, in Schedule 'A' Part 1, in the column of name of the consumer, 2 names are written namely – 1) Smt. Shantabai Sharma and 2) Shri Omprakash Sharma. Therefore it is clear that Smt. Shantabai & Omprakash Sharma whose names are written on Column '1' of Schedule 'A' are shown as applicants and both of them signed Schedule 'A' on the reverse side. It is illegal.

7. So far as compensation is concerned, it is an admitted fact that name of the consumer is Shantabai Sharma. She died on 1.3.2012 i.e. prior to 14 months. However, during these 14 months, Shri Omprakash Sharma or any other legal representative of Shantabai did not apply for change of name and not complied the relevant regulation. On the contrary they filed grievance application in the name of deceased Shantabai

and also signed it in the name of deceased Shantabai. Considering these aspects, in our opinion, no compensation can be granted considering peculiar circumstances of the case. Therefore no relief can be granted to the applicant.

8. Hence Forum proceeds to pass the following order:-

### ORDER

1) Grievance application is dismissed.

Sd/-  
(Smt.K.K.Gharat)  
MEMBER  
SECRETARY

Sd/-  
(Adv.Subhash Jichkar)  
MEMBER

Sd/-  
(ShriShivajirao S.Patil)  
CHAIRMAN