

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

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**Case No. CGRF(NUZ)/69/2012**

Applicant : Shri Bhikudas C. Panchbhai,  
At Kalambha, Post Yerla,  
Taluqa Katol,  
Distt. NAGPUR.

Non-applicant : Nodal Officer,  
The Executive Engineer,  
(O&M) Division Katol,  
Distt. 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 21.8.2012.**

The applicant filed present grievance application before this Forum on 2.7.2012 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 Electricity supply of the applicant was disconnected during period 13.11.2011 to 18.1.2012. Therefore, the applicant claimed compensation of Rs. 1,00,000/- due to damage of the crop, Rs. 5000/- for mental torture, Rs. 1000/- traveling expenses under the provisions of F.O.C.

2. Non applicant denied applicant's case by filing reply Dt. 26.7.2012. It is submitted that an amount of Rs. 920/- was due and outstanding against the applicant being the arrears. Therefore his electrical supply was disconnected. Later on, the consumer applicant deposited Rs. 920/- on 14.1.2012 and thereafter on 17.1.2012 his supply was reconnected. As per letter Dt. 28.1.2012 for the first time applicant informed to M.S.E.D.C.L. that during the period 12.11.2011 to 18.1.2012 his electrical supply was disconnected. First letter of the applicant received to M.S.E.D.C.L. on 28.12.2011 and prior to that applicant never informed to M.S.E.D.C.L. that supply was disconnected during aforesaid period. As bill of agriculture pump was in arrears, supply was disconnected. There is absolutely no faulty on the part of M.S.E.D.C.L. or there was no negligence and therefore applicant is not entitled for any compensation. Application may be dismissed.

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

4. Non applicant M.S.E.D.C.L. produced important document on record namely 1) notice Dt. 21.10.2011 u/s 56 of Indian Electricity Act 2003 directing the applicant to deposit the arrears amount of Rs. 920/- within 15 days on or before 5.11.2011 failing which his supply will be disconnected. C.P.L. of the applicant also shows that amount of Rs. 920/- was due and outstanding against the applicant. Considering the documentary evidence on record, it is clear that amount of Rs. 920/- was due and outstanding against the applicant and therefore his supply was disconnected. The applicant deposited the arrears on 14.1.2012 of Rs. 920/- and therefore supply was reconnected on 17.1.2012. Therefore, it is clear that it is not the case of F.O.C. as alleged by the applicant.

5. Furthermore, for the first time the applicant alleged to have submitted a letter to M.S.E.D.C.L. on 28.12.2011. Since 12.11.2011 till 28.12.2011 applicant did not file any complaint regarding disconnection of supply due to F.O.C.

6. Considering the material on record, in our opinion the applicant is not entitled for any compensation. There was no fault on the part of M.S.E.D.C.L. On the contrary, it is the applicant who did not pay the arrears of bill and therefore as per statutory notice u/s 56 of E.A. 2003, his supply was disconnected.

7. For these reasons, we find no force in the grievance of the applicant and the application deserves to be dismissed. Resultantly, Forum proceeds to pass the following order:-

**ORDER**

- 1) Grievance application is dismissed.

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