

CONSUMER GRIEVANCE REDRESSAL FORUM
MAHARASHTRA STATE ELECTRICITY DISTRIBUTION COMPANY LTD.
NASHIK ZONE
(Established under the section 42 (5) of the Electricity Act, 2003)

Phone: 0253-2591031
Fax: 0253-2591031
E.Mail: cgrfnsk@rediffmail.com

Office of the
Consumer Grievance Redressal Forum
Kharbanda Park, 1st Floor,
Room N. 115-118
Dwarka, NASHIK 422011

No. / CGRF /Nashik/NUC/N.R.Dn./677/09/2018-19/

Date:

(BY R.P.A.D.)

Date of Submission of the case : 05/05/2018

Date of Decision :

To.

M/s.wadhava Infracore Steel Pvt. Ltd.
Plot No. E-26/1, M.I.D.C.
Tq. Sinnar
Dist. Nashik 422103.
(Consumer No. 049019018550)

Complainant

1. Nodal Officer ,
Maharashtra State Electricity Distribution Com. Ltd.,
Urban Circle office, Vidyut Bhavan ,
Nashik Road.
2. Executive Engineer (R)
Maharashtra State Electricity Distribution Com. Ltd.
Vidyut Bhawan Nashik Road.

Distribution Company

DECISION

M/s. Wadhava Infracore Steel Pvt. Ltd. (hereafter referred as the Complainant). Sinnat Dist. Nashik is the HT consumer of the Maharashtra State Electricity Distribution Company Ltd. (hereafter referred as the Distribution Company). The Complainant has submitted grievance against MSEDCL for Refund of AEC and Additional FAC and Excess recovered Addl. FAC. The Complainant filed a complaint regarding this with the Internal Grievance Redressal Committee of the Maharashtra State Electricity Distribution Company Ltd. Ltd. But as the IGRC did not provide any remedy for more than 2 months, the consumer has submitted a representation to the Consumer Grievance Redressal Forum in Schedule "A". The representation is registered at Serial No.50 of 2018 on 05 /05/2018.

The Forum in its meeting on 18/05/2018, decided to admit this case for hearing on 22/06/2017 at 12.00 pm in the office of the forum . A notice dated 21/05/2018 to that effect was sent to the appellant and the concerned officers of the Distribution Company. A copy of the grievance was also forwarded with this notice to the Nodal Officer, MSEDCL, Urban I Circle Office Nashik for submitting para-wise comments to the Forum on the grievance within 15 days under intimation to the consumer.

Smt. P. V. Bankar, Nodal Officer / Ex. Engr. Shri. D. R. Mandlik, Sr. Manager (F&A) represented the Distribution Company during the hearing. Shri . Anupam Ghosh appeared on behalf of the consumer.

Consumers Representation in brief :

MSEDCL has incorrectly recovered over and above the MERC Stipulated charges which can be broadly divided into two main parts :

1. Refund of AEC & Addl. FAC

- a. AEC1 + AEC2 : Wrongly recovered in the billing month of Aug 2013.
- b. AEC3 + AEC4 : Wrongly recovered in the billing month of Aug & Sep 2013.

- c. Addl. FAC : Wrongly recovered in the billing month of Aug & Dec 2013.
2. **Excess Collected FAC over and above the rates approved by MERC.**—MSEDCL has Collected Excess FAC incorrectly over and above the MERC post Facto Approval particularly in the billing months of Dec-13, Feb-14, Mar-14, May-14, Jun-14, Sep-14, Nov-14, Dec-14, Mar-15 and Jun-15.

A Detailed Common Say (For M/s Nasik Ispat Pvt Ltd, M/s Wadhava Infracore Steel Pvt Ltd & M/s New Natraj Industries) is attached explaining the detailed grievance.

We had gone to IGRC regarding this grievance vide Application in Form X dated 22.12.2017. Further the hearing in the matter was kept on 24.01.2018 and also on 15.02.2018. However after repeated follow-up by e-mail and call we did not receive the IGRC Order till date.

Therefore we appeal the Hon. Chairman, CGRF for directing MSEDCL to provide corrected bill for the relevant mentioned periods and refund the Excess collected Amount; along with Interest at the rate of Interest provided by MSEDCL on SD on the said amount.

Prayer :

1. To provide refund of excess collected Charges by MSEDCL from the Consumer.
2. To Provide Interest on the Amount wrongly collected by MSEDCL at the rate of Interest provided by MSEDCL on SD from the date of deposit to the date of refund.

Arguments from the Distribution Company.

The Distribution Company submitted a letter dated 20/06/2018 from the Nodal Officer, MSEDCL, Urban Circle Office Nashik and other relevant correspondence in this case. The representatives of the Distribution Company stated that:

- As per instruction from CE commercial Ref. PR-3/Tariff/AEC/25310 Dtd. 13/10/17, AEC-1,AEC-2,AEC-3 & AEC-4 is refund of Aug. 13 & recovered of Feb.14 as per MERC order 78 of 2016 through IT billing system to all consumer in Oct. 2017.
- As per IGRC decision Additional FAC refunded through credit (-) B 80 of Amt. Rs. 4,47,301.05 in the month of May 2018 (B-80 sheet attached).
- As per IGRC decision FAC from Dec. 13 to Dec. 14 refunded Rs. 1,19,814.27 in the month of May 2018.

As per IGRC Decision both effect given to the consumer.

Action by IGRC :

1. The complainant has submitted grievance to the Internal Grievance Redressal Cell Nashik Urban Circle on 22/12/2017 .
2. But the IGRC has not taken any action for more than 2 months.

Observations by the Forum:

During hearing consumer representative agreed that there is no dispute in getting refund as applied, as the consumer is already in receipt of the refunds. Hence the case is dismissed.

(Smt. Vaishali V.Deole)
Member

(Prasad P. Bicchal)
Member Secretary

(Dr. Bhaskar G.Palwe)
Chairman

Consumer Grievance Redressal Forum Nashik Zone

Copy for information and necessary action to:

- 1 Chief Engineer , Nashik Zone, Maharashtra State Electricity Distribution Company Ltd. , Vidyut Bhavan, Nashik Road 422101 (For Ex.Engr.(Admn)
- 2 Chief Engineer , Nashik Zone, Maharashtra State Electricity Distribution Company Ltd. , Vidyut Bhavan, Nashik Road 422101 (For P.R.O)
- 3 Superintending Engineer, Maharashtra State Electricity Distribution Company Ltd. , Urban Circle office, Nashik .

