



Consumer Grievance Redressal Forum, Kalyan Zone  
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301  
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**NO. K/E/1540/1814 OF 2018-19**

Date of registration : 05/02/2019

Date of order : 06/03/2019

Total days : 29

**IN THE MATTER OF GRIEVANCE NO. K/E/1540/1814 OF 2018-19 M/S VARDHAMAN ENTERPRISES, AT-104, VARDHAMAN SHOPPING CENTER, MANPADA ROAD, DOMBIVALI (E), PIN CODE-421 201 REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN ABOUT BILLING DISPUTE.**

M/S Vardhaman Enterprises,  
At-104, Vardhaman Shopping Center,  
Manpada Road, Dombivali (E),  
Pin Code-421 201

(Consumer No. 020012109335) . . . (Hereinafter referred as Consumer)

V/s.

Maharashtra State Electricity Distribution  
Company Limited

Through it's Nodal Officer/Addl.EE.

Kalyan Circle-I, Kalyan . . . (Hereinafter referred as Licensee)

Appearance : For Licensee - Shri. P.T.Patil, AEE, Dombivali S/dn-I

For Consumer - Shri.Hemant V.Hatkar(C.R.)

[Coram- Shri A.M.Garde-Chairperson, Shri A.P. Deshmukh-Member Secretary  
Mrs. S.A.Jamdar, Member (CPO)].

1) Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of Electricity Act 2003 (36/2003). Hereinafter for the sake of brevity referred as 'MERC'. This Consumer Grievance Redressed Forum has been established as per the notification issued by MERC i.e. "Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2006" to redress the grievances of consumers vide powers conferred on it by Section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as 'Regulation'. Further the regulation has been made by MERC i.e. Maharashtra Electricity Regulatory Commission. [Electricity Supply Code and other conditions of supply Regulations 2005]. Hereinafter referred as 'Supply Code' for the sake of brevity. Even, regulation has been made by MERC i.e. 'Maharashtra Electricity Regulatory Commission (Standards of

Performance of Distribution Licensees, Period for Giving Supply & Determination of Compensation) Regulations, 2014.' Hereinafter referred 'SOP' for the sake of convenience.

- 2) Consumer herein is one M/S Vardhaman Enterprises having Consumer No. 020012109335 L.T. commercial. Grievance is that consumer he has been conducting a CT Scan Center for which electricity connection was taken the same was categorized as public utility w.e.f. Aug-2012. It was incumbent upon the Distribution Licensee to apply the change tariff accordingly. However the same was not done.
- 3) Consumer gave an application for the same on 28/11/2018 for change of tariff. But no relief is granted.
- 4) Distribution Licensee is reply contends that they have already changed the tariff and so far as refund for 24 months from Nov-2016 to Nov-2018 is concerned they have submitted a proposal to competent authority.
- 5) We have heard both sides. Relief has already been granted partly by changing the tariff to public utility. So far as refund for 24 months is concerned in principle the same has been conceded and a proposal has been sent to competent authority for approval. Nothing remains to be decided. However an order may be passed in terms of both sides.

Hence the Order

**ORDER**

- 1) The Grievance application of consumer is allowed.
- 2) Tariff is already changed.
- 3) Refund for 24 months from Nov 2016 to Nov-2018 is granted for the difference in tariff.
- 4) Compliance be made within 45 days and report be made within 60 days from the date of receipt of this order.

Date: 06/03/2019

(Mrs.S.A.Jamdar)  
Member  
CGRF, Kalyan

(A.P.Deshmukh)  
MemberSecretary  
CGRF, Kalyan.

(A.M.Garde)  
Chairperson  
CGRF, Kalyan

**NOTE**

- a) The consumer if not satisfied, may file representation against this order before the Hon. Ombudsman within 60 days from the date of this order at the following address.

“Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission, 606/608, Keshav Bldg, Bandra Kurla Complex, Mumbai 51”.

- b) Consumer, as per section 142 of the Electricity Act, 2003, can approach Hon. Maharashtra Electricity Regulatory Commission for non-compliance, part compliance or

- c) delay in compliance of this decision issued under “Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation 2003” at the following address:-

“Maharashtra Electricity Regulatory Commission, 13th floor, World Trade Center, Cuffe Parade, Colaba, Mumbai 05”

- d) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.