



Consumer Grievance Redressal Forum, Kalyan Zone  
Behind "Tejashree", Jahangir Meherwanji Road, Kalyan (West) 421301  
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**NO. K/DOS/111/1870 of 2018-19**

Date of registration : 09/04/2019

Date of order : 24/04/2019

Total days : 15

**IN THE MATTER OF GRIEVANCE NO. K/DOS/111/1870 OF 2018-19 OF SHRI.VIJAY R.MANUJA, BK NO.1879, BHD VAISHNO HOTEL, ROOM NO. 02, ULHASNAGAR – 5, DIST.THANE, PIN CODE – 421 005 REGISTERED WITH CONSUMER GRIEVANCE REDRESSAL FORUM KALYAN ZONE, KALYAN ABOUT DISCONNECTION OF SUPPLY.**

Shri.Vijay R.Manuja,  
BK No.1879, BHD Vaishno Hotel,  
Room No. 02, Ulhasnagar – 5, Dist.Thane,  
Pin Code – 421 005

(Consumer No. 021513703870) . . . (Hereinafter referred as Consumer)

V/s.

Maharashtra State Electricity Distribution  
Company Limited  
Through it's Nodal Officer/Addl.EE.  
Kalyan Circle-II, Kalyan

. . . (Hereinafter referred as Licensee)

Appearance : For Licensee - 1) Shri. R.N.Nalgirkar, AEE, Ulhasnagar – V Sub dn.  
2) Shri.S.S.Kale, UDC, Ulhasnagar – V Sub dn.

For Consumer - Shri.J.S.Rajput (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 Shri.Vijay R.Manuja (Old owner), Shri.Mohammad Rizwan Hanif Shaikh is New owner. Grievance is that the premises was owned by Shri.Vijay R.Manuja which is purchased by Shri.Mohammad Rizwan Hanif Shaikh. There is Electricity Supply connection in the premises vide consumer no. 021513703870. There were arrears of March-2019 shown and the supply was disconnected without notice. The said arrears were not recovered from original owner with connivance. Present owner is not liable to pay the arrears. He is liable only under Regulation.10.5.

3) Distribution Licensee in reply contends that the bill issued to the consumer Shri.Vijay R.Manuja is correct. The bill pertains to RNA period from Sept-2017 to Mar-2019 and Distribution Licensee was ready to grant installment.

4) We have heard both sides. It appears that consumers name is Shri.Vijay R.Manuja. Bills are being issued to Shri.Vijay R.Manuja till today Shri.Vijay R.Manuja is the consumer on the records of Distribution Licensee. That being so the bills have been rightly issued by Distribution Licensee to consumer Shri.Vijay R.Manuja.

5) Present grievance application is signed by a non-consumer Shri.Mohammad Rizwan Hanif Shaikh. He is present occupier of the premises. He claims to have purchased the said property. That being so the claim of the Distribution Licensee goes with the property on the present occupier. The grievance of Shri.Mohammad Rizwan Hanif Shaikh can not be against MSEDCL but against his vendor Shri.Vijay R.Manuja who has suppressed the fact of arrears or Shri.Mohammad Rizwan Hanif Shaikh, has not made proper enquiry before buying. In any event at least on record as on today Shri.Vijay R.Manuja is the consumer and Distribution Licensee. Has rightly issued bills in his name and are entitled to disconnect the electricity supply to that premises if bill remains unpaid. Distribution Licensee agrees to grant installments.

6) In the above facts the bills cannot be quashed. At the most installments be granted. The arrears are of 19 months. Hence we feel that 19 number of installment may be granted .

Hence the Order

### **ORDER**

- 1) The Grievance application of consumer is partly allowed.
- 2) Distribution Licensee to grant 19 installment for recovery of the bill in question.
- 3) Prayer to quash the bill stands rejected.

- 4) Compliance be made within 45 days and report be made within 60 days from the date of receipt of this order.

Date: 24/04/2019

(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.