

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

Case No. CGRF(NZ)/25/2019

Applicant : Shri Bijaram T. Masurkar,
Ladki, Hinganghat Dist.Wardha.

V/s

Non-applicant : Nodal Officer,
The Executive Engineer,
Hinganghat Dn. M.S.E.D.C.L.,
Hinganghat, District Wardha.

Applicant represented by : Shri Kawadeshwar Bobade.
Non-applicant represented by: 1) Shri H.P. Pawade, Exe.Engr.,
MSEDCL, Hinganghat

Quorum Present : 1) Shri Arvind Jayram Rohee,
Chairperson.
2) Mrs. V.N.Parihar,
Member Secretary
3) Mrs. Asmita Avinash Prabhune,
Member(CPO)

ORDER PASSED ON 23.04.2019

1) The applicant approached this Forum under clause 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations 2006, since aggrieved by the order dated 25.01.2019 passed by Internal Grievances Redressal Cell (IGRC), Wardha, rejecting claim for compensation from the Non-applicant, for delay in giving new electric connection for his agricultural pump.

2) On his application Demand Note was issued on 23.03.2017. The applicant made payment of requisite amount on the same day and submitted Test Report on 28.03.2017. However, within time prescribed time of 2 months, the electric connection is not provided to him. He therefore, approached IGRC on 14.12.2018 seeking compensation to the extent of Rs.Two Lakhs. However, vide order dated 25.01.2019 his application is rejected as barred by limitation in view of proviso to clause 12.2 of MERC Regulations 2014, since from the date of accrual of cause of action the aggrieved person has to approach IGRC for redressal of grievance within 60 days. Present grievance application is, therefore, filed before this forum on 18.03.2019.

3) By a reply dated 20.04.2019, the Non-applicant denied his liability to pay the compensation although admitted that electric connection could not be given quickly, since it was necessary to erect L.T. cable for 0.3 Kms. Once it is erected electric connection will be given to the applicant.

4) Today when the matter is called out for final hearing, the applicant's representative Shri Kawadeshwar Bobade appeared and Non-applicant is represented by Shri H.P. Pawade, Executive Engineer, Hinganghat Division.

4) Forum heard oral submissions of both the parties and carefully perused the case record and the relevant provisions of Regulations.

5) It is obvious from record that although the Non-applicant failed to provide electric connection to the applicant within the time prescribed, there is responsibility on the aggrieved person also to approach IGRC within a period of 60 days on expiry of 2 months period, which is 28.05.2017. Obviously the applicant approached IGRC on 14.12.2018 i.e. after lapse of more than 60 days from the accrual of cause of action. Hence, his claim is rightly rejected by IGRC which needs no consideration on merit.

6) However, during the course of hearing on behalf of the Non-applicant, it is submitted that, since Demand Note is already issued and Test Report is also submitted, the Non-applicant is prepared to give new electric connection within one month from today.

7) In view of above the Grievance Application is dismissed, however, by recording above submission made on behalf of Non-applicant as stated in preceding para. No order as to costs.

Sd/-
(Mrs. Asmita A. Prabhune)
MEMBER(CPO)

Sd/-
(Mrs. V.N.Parihar)
MEMBER SECRETARY

Sd/-
(Arvind J. Rohee)
CHAIRPERSON