

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

Case No. CGRF(NZ)/43/2019

Applicant : Shri Josap Arick Swamy Gabriyal,
House No.3443/225, Martin Nagar,
Jaripatka, Nagpur.

V/s

Non-applicant : Nodal Officer,
The Superintending Engineer,
(D/F), NUC, M.S.E.D.C.L.,
Nagpur.

Applicant represented by : Shri Josap Arick Swamy Gariyal.
Non-applicant represented by: 1) Shri V.R. Sonkusle, Exe.Engr.,
MSEDCL,
2) Shri Dahasahasra, SNDL, Nagpur

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 31.05.2019

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 his claim for releasing additional electric connection in the same premises where he resides in a duplex along with his parents, is rejected by vide IGRC order dated 10.04.2019.

2) It is not disputed that the applicant along with his family reside on first floor in a duplex and his parents on the ground floor. He applied for new electric connection on first floor. Since according to him he resides separately. He has filed photocopy of consent letter dated 15.04.2019 executed on a stamp paper by his father recording no objection to grant him new electric connection.

3) Applicant's request is rejected by the Commercial Manager on the ground that there is no separate way to approach first floor. This order is maintained by IGRC on the ground that the premises is common with one main entrance and One electric connection for residential purpose already exists. Reference to clause 2.2.5 of MSEDCL's Condition of Supply based on MERC's Regulations of 2015 is made which specifically provides that more than one electric connection for same purpose cannot be given in one premises.

4) In a reply dated 10.05.2019 the Non-applicant took the same stand and expressed inability to grant new electric connection in same premises.

5) On 14.05.2019 we heard the applicant Shri Josap Arick Swamy Gariyal and the reply arguments of Shri Sonkusale, Executive Engineer, MSEDCL assisted by Shri Dahasahastra of SNDL who represented the Non-applicant.

6) As stated earlier, the applicant resides on the first floor of a duplex for which obviously there is a common entrance and the staircase the approach first floor is inside the house in a

Drawing Hall which can be utilized by all the occupants of a duplex. It is the general experience that separate electric connection is sought in the same premises in order to get the slab benefit. It is clear that unless by actual partition there is separate residence, new electric connection for same purpose cannot be granted. On interrogation, the applicant stated that it is not possible to erect separate staircase from outside the building to approach first floor without using the common entrance. In such circumstances of the case, it cannot be said that the order passed by IGRC is incorrect, although the relations between the applicant and parents may not be cordial, he will have to tolerate and handle the situation.

7) In the result the Grievance Application is dismissed with no order as to cost, however, with a direction that in case the applicant gives reliable proof of partition / or erection of separate entrance to approach first floor of duplex, his request for separate connection be considered as per rules.

Sd/- (Mrs. Asmita A. Prabhune) MEMBER(CPO)	Sd/- (Mrs. V.N.Parihar) MEMBER SECRETARY	Sd/- (Arvind J. Rohee) CHAIRPERSON
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