

**Maharashtra State Electricity Distribution Co. Ltd.'s
Consumer Grievances Redressal Forum
Nagpur Zone, Nagpur**

Case No. CGRF(NZ)/61/2019

Applicant : 1) Smt. Prerna Rajendra Nalode,
House No.1216/D/2,
New Rathod Layout, Gorewada Road,
Nagpur-440004.

V/s

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

WITH

Case No. CGRF(NZ)/62/2019

Applicant : 2) Shri Uday Rajendra Nalode,
House No.1216/D/2,
New Rathod Layout, Gorewada Road,
Nagpur-440004.

V/s

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

Applicant represented by : Shri Sunil Jacob.
Non-applicant represented by: 1) Shri Sonkusale, Exe.Engr.,
MSEDCL, NUC, Nagpur.
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 25.06.2019

- 1) This common order will govern the above referred two Grievance applications filed by the wife and husband, seeking same relief of grant of new electric connection in the same premises of their house described above.
- 2) The applicants are residing in the premises where there is one live connection bearing Consumer No.410017099250 in the name of Smt. Shobha Rani Nalode, the mother of the applicant Shri Uday Nalode (mother in law of applicant Smt. Prerna).
- 3) Both the applicants applied for grant of new electric connection, perhaps knowing well that there are unpaid arrears of Rs.57100/- against the above said live connection bearing consumer No.410017099250. Request for grant of new electric connection is however, rejected for unpaid arrears of bills on live connection, firstly by Commercial Manager & thereafter by IGRC vide order dated 09.03.2019, on the additional ground of want of partition deed and non existence of separate entrance for applicants to approach the first floor.
- 4) Both the applicants approached this Forum under clause 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievances Redressal Forum & Electricity Ombudsman) Regulations 2006, against the order of IGRC.

- 5) The Non-applicant vide reply dated 08.06.2019 supported the action taken for want of payment of arrears of bill on the live connection in the same premises.
- 6) The applicants were initially represented by Shri Sunil Jacob for filing Grievance applications. However, thereafter he remained absent although granted adjournment on 11.06.2019 and 21.06.2019 and finally on 25.06.2019 to proceed with the case for final hearing.
- 7) Shri V. R. Sonkusale, Executive Engineer, MSEDCL assisted by Shri Dahasahasra of SNDL. represented the Non-applicant. Heard them on 25.06.2019. We have carefully perused the case record.
- 8) It is obvious that the applicant and the live connection holder are closely related and they reside in the same premises. As per rules it is necessary to pay the arrears of bills on live connection. Further in the same premises two connections cannot be granted unless it is shown that parties reside separately on the strength of partition of property. In this case all the two above factors are absent, since arrears are not paid nor partition deed is produced. On query it is submitted by the Non-applicant that action for Permanent disconnection of the live connection is being taken, for failing to pay the arrears of the electricity bill.
- 9) From the above discussions, the malafide intention on the part of the applicant and the live connection holder is clearly reflected to get new electric connection in the name

of another family member without making payment of electric dues. As such the live connection holder cannot be allowed to blow hot and cold in the same brief and to gain advantage. As such the action taken by the Non-applicant and the order of IGRC cannot be faulted.

10) Both the Grievance Applications are therefore, rejected with cost of Rs.1000/- to be paid by each of applicants by crediting it in the office of the Non-applicant within a period of one month from today.

11) It is, however, made clear that in case either of applicants credit the upto date arrears of the unpaid bill amount of the live connection, till it is permanently disconnected, in that event one new electric connection in the name of either of the applicants be sanctioned, as per rules, without insisting for production of partition deed or separate entrance to the premises, since it will then be redundant, in view of permanent disconnection of live connection.

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

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

Sd/-
(Arvind J. Rohee)
CHAIRPERSON