

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

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**Case No. CGRF(NZ)/69/2019**

Applicant : The Secretary,  
Praveen Bhaskarrao Borkute  
Plot No.20, Bhaskarrao Borjute Patil  
Nagar, Narendra Nagar, Nagpur.

V/s

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

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Applicant represented by : Shri Suhas Khandekar  
Non-applicant represented by: 1) Shri S.S. Ishwarkar, Dy.Exe.Engr.,  
MSEDCL, NUC, Nagpur.  
2) Shri Wasim Ahmad, Assistant  
Manager, SNDL, Nagpur

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

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**ORDER PASSED ON 09.07.2019**

1) The applicant approached this Forum under clause 6.5 of the Maharashtra Electricity Regulatory Commission (Consumer Grievances Redressal Forum & Electricity Ombudsman) Regulations 2006, for grant of interim relief against the impugned disconnection notice served on him by Non-applicant on 28.06.2019.

- 2) Taken up today for urgent hearing, since the consumer had challenged the notice of disconnection dated 28.06.2019 alleging that Rs.41400/- is still outstanding against him.
- 3) Applicants representative Shri Suhas Khandekar is present. On behalf of Non-applicant Shri S.S. Ishwarkar, Dy.Executive Engineer, MSEDCL and Shri Wasim Ahmad, Assistant Manager of SNDL. are present.
- 4) We have carefully perused the case record and heard both the parties. This is second round of litigation since on previous occasion the applicant approached this tribunal in CGRF(NZ)/123/2018 challenging the notice of disconnection dated 12.11.2018. The said case was, however, by order dated 12.12.2018 is dismissed giving liberty to the applicant to approach appropriate forum against the order passed by the Vigilance Officer, if he is aggrieved over dispute of assessment.
- 5) During the course of hearing on behalf of the Non-applicant and on the instructions received from the higher authority Shri Wasim Ahmad submitted that impugned notice dated 28.06.2019 has been inadvertently issued and it is going to be withdrawn. Necessary Office Order be issued in this behalf by the Non-applicant immediately and it be served on the applicant.
- 6) It is transpired during the course of hearing and as confirmed by the Non-applicant, the process of assessment has

been dropped under section 126 of Electricity Act 2003. For this reason also the impugned notice of disconnection becomes redundant.

7) The Grievance Application is, therefore, allowed in view of above terms.

8) The Non-applicant is directed to forward photocopy of Office Order of withdrawal of notice of disconnection dated 28.06.2019 and also the order of dropping the assessment, to this forum at the earliest which shall be kept on the record of this proceeding when received.

9) Pending issuance of formal order in above terms office is directed to supply photocopy of this order to both the parties today itself, for information and for taking appropriate steps in the matter.

10) No order as to costs.

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

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

Sd/-  
**(Arvind J. Rohee)**  
CHAIRPERSON