
To,
The Nodal Officer /
The Executive Engineer,
MSEDCL, O&M Amravati Urban Division,

The order passed on in the Complaint No. 09/2019 is enclosed herewith for further compliance and necessary action.



Secretary

Consumer Grievance Redressal Forum,
MSEDCL, Amravati Zone, Amravati.

Copy s.w.rs.to:-

1. The Chief Engineer, MSEDCL, Amravati Zone, Amravati.
2. The Superintending Engineer, MSEDCL, Amravati circle Amravati.

Copy to :-

Copy to :-

- 1) The Executive Engineer, (Admin), Amravati circle office
- 2) Shaikh Usman Shaikh Khalil c/o Bhavesh Harendra Somaiya A2-405, Rami Heritage Society Opp To old RTO office, Murtizapur Road, Akola - 444004.

**CONSUMER GRIEVANCE REDRESSAL FORUM
AMRAVATI ZONE, AMRAVATI
'Vidyut Bhavan', Shivaji Nagar, Amravati: 444603, Tel. No. 0721 2551158**

Dt: 07-10-2019

ORDER

Case No. 09/2019 dated 08.08.19

In the matter of grievance pertaining to Electricity Duty Refund

Quorum

**Dr. Vishram Nilkanth Bapat (Chairman)
B.D.Augad, Member Secretary
Sau. Sushama Joshi, Member (CPO)**

Complainant

**Shaikh Usman Shaikh khalil
c/o Bhavesh Harendra Somaiya A2-405, Rami Heritage Society Opp To old
RTO office, Murtizapur Road, Akola - 444004.
Consumer No: 366474781521**

Versus

Respondent

**The Executive Engineer ,
MSEDCL, O&M Division,
Amravati Urban**

Appearances:-

Complainant Representative :- Shri.Bhavesh Harendrabhai Somaiya

Respondent Representative :- Shri. Katkar Exe. Eng. Amravati Urban

A Consumer Details

Name	MSEDCL Office	Consumer No.	Category	Date of Connection
Shaikh Usman Shaikh khalil	EE, Amravati Urban	366474781521	Industrial	24-02-2018

B. IGRC Proceedings

Application Date	Hearing Date	Order Date
07.06.2019	Not evident from records.	NA

C. CGRF Proceedings :

Application Date	Date of Serving Notice by CGRF	Due Date of Reply by NA	Applicable Clause of MERC Regulations 20 (CGRF & Ombudsman)
08-08-2019	16-08-2019	31-08-2019 Extension permitted till 09.09.2019	6.4
Date of actual Reply by NA	09-09-2019		
Date of Hearing Notice	09-09-2019	Date of Hearing	19-09-2019

D. Gist of Applicant Grievance :

S.N.	Date	Description	Violation, if any
-------------	-------------	--------------------	--------------------------

1	07-06-2019	Applicant approach to IGRC for grievance of non-refund illegal recovery of electricity duty by MSEDCL.	Maharashtra Government Resolution dated 28-5-2019.
2	08-08-2019	Applicant approach to CGRF due to delay from IGRC side.	No IGRC proceeding evident.

E. Prayer by Applicant:

S.N.	Description
1	Direct MSEDCL to refund electricity duty from the date of connection till the date of refund with interest @ 12% p.a.
2.	Any other relief including the cost of consultation, stationary, typist and travelling of Rs. 5000/-

F. Gist of Reply filed by N.A.MSEDCL:

S.N.	Date	Description	Violation, if any
1	NA	As per MSEDCL circular No. 204 Dt. 08.08.2013, it is the duty of the consumer to make online application and fill the online information in form "F" on the website of the licensee. But till date, no such application from consumer regarding ED exemption/refund. Hence consumer fail to submit the copy of auto generated mail to NA which generate only after online submission of application.	MSEDCL Circular No. 204 dated 8-8-2013.

2.	NA	The said consumer have not submitted the permission from Local body (AMC) for which he has submitted the consent letter on Rs.200 stamp paper on dated 01.07.2017.	
3.	NA	Consumer not produced the details in form "F", original ED exempt certificate issued by competent authority, month-wise statement of ED paid, copies of electricity bill paid during the exemption period.	MSEDCL Circular No. 204 dated 8-8-2013.

G. Prayer by NA before the Forum:

S.N.	Description
1	ED refund case is still pending for want of documents from applicant.

H. Gist of Applicant's submission during Hearing:

S.N.	Date	Description	Violation, if any
1	19-09-2019	Applicant fall within the Vidarbha region of Maharashtra wherein ED for industrial consumer is not applicable. As of now Vidarbha region is exempted region till 31.03.2024.	Maharashtra Government Resolution dated 28-5-2019.
2		A letter from state Govt to SE Amravati wherein displeasure is recorded for recovering the ED from Achalpur based industrial establishment despite of non-applicability.	

