
REF.NO. Member Secretary/CGRF/MSEDCL/BNDUZ/ 163/ 291 Date: 15.10.2019

Hearing Date: 27.11.2018

CASE NO.163/2019

In the matter of New Service Connection

Mr.Dilip Janardan Bhoir,
Falt No. 102, Jeewan apartment,
Janardan Vaiti MArg,
Utjalsar,Thane-400601.. . . (Hereinafter referred as Consumer)

Versus

Maharashtra State Electricity Distribution Company Limited
through its Nodal Officer,
Thane Circle,Thane

. . . . (Hereinafter referred as
Licensee)

For Consumer – - Mr. Dilip Bhoir - Consumer

Appearance : For Licensee Mrs.Pallavi Kirtikar Addl.
Executive Engineer, Power House
Sub Division.

**[Coram- Dr. Satishkumar Jaiswal - Chairperson, Shri. Ravindranath Bagal
-Member Secretary and Sharmila Ranade - Member (CPO)].**

Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of Electricity Act 2003 (36/2003). Hereinafter for the sake of brevity referred as 'MERC'. This Consumer Grievance Redressal Forum has been established as per the notification issued by MERC i.e. "Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum

& Ombudsman) Regulation 2006" to redress the grievances of consumers vide powers conferred on it by Section 181 read with sub-section 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as 'Regulation'.

The applicant grievance is that he has requested quotation for new service connection to his shop. But Respondent has avoided to give quotation from 16.04.2018 till 28.05.2018 on 28.05.2018 he has filed complaint to IGRC, Thane but IGRC, Thane has rejected the complaint without giving any opportunity for hearing on 02.07.2018. Thereafter complainant prayed for direction to release supply to complaint shop No. 02, situated at Jeevan Apartment, Jaanardana Vaity Marg, Uthalsar, Thane.

The Respondent had filed reply dtd. 27.08.2018 that the consumer Dilip Bhoir had applied for new service connection for commercial purpose at Shop No.2 with duly filed NSC application on dtd. 27.04.2018 in his office. Then he has made spot inspection on 03.05.2018 and found at on same premises, there was previous PG arrears of Rs. 1,31,240/- in the name of Shri. Chandrakant J.Bhoir (P.D. consumer No. 000015230291), Bhoir wada,Uthalsar,Thane,PD date 20.12.2010. he further submitted that the guideline of CE Commercial Circular No. P-com/Accts/18021 dtd.06.07.2013,

Any charges for electricity or any sum other than a charge for electricity due to the Distribution Licensee which remains unpaid by a deceased consumer or the erstwhile owner/occupier of any premise, as a case may be, shall be a charge on the premises transmitted to the legal representative/ successor- in law or transferred to the new owner/occupier of the premises, as the case may be, and the same shall be recovered by the Distribution Licensee as due from such legal representatives or successor-in- law or new owner/occupier of the premises, as the case may be:

Provided that, except in the case of transfer of connections a legal heir, the liabilities transferred under this Regulation 10.5 shall be restricted to a maximum period of six months of the unpaid charges for electricity supplied to such premises.

He further submitted that the applicant consumer Mr. Dilip Bhoir himself submitted the affidavit that if there is any outstanding due on said premises then he is liable to pay the dues on same premises. Therefore the applicant has to pay to previous permanent disconnection arrears bill and there is the case of recovery under section 135 of the applicant consumer Mr. Dilip Bhoir.

On hearing both sides it appears clearly on record that in the said premises there is one permanent disconnection electricity connection in the name of Shri. C.J. Bhoir there is one other applicant Mrs. Rohini J. Bhoir a new connection issued under such circumstances the applicant has filed the affidavit he is ready to pay the arrears. If assured to paid the utility has no objection to grant connection to this applicant. But applicant has not paid the amount till this time. Therefore in view of MERC Circular connection cannot be granted without payment. Hence I proceed to pass following order.

ORDER

This application is hereby dismissed.

No order as to the cost.

I Agree/Disagree

I Agree/Disagree

**MRS. SHARMILA RANADE,
MEMBER
CGRF, BHANDUP**

**Dr. SANTOSHKUMAR JAISWAL
CHAIRPERSON
CGRF, BHANDUP**

**MR. RAVINDRANATH BAGAL
MEMBER SECRETARY
CGRF, BHANDUP**

The order is issued under the seal of Consumer Grievance Redresses Forum M.S.E.D.C. Ltd., Bhandup Urban Zone, Bhandup.

Note:

- a) The consumer if not satisfied, may file representation against this order before the Hon. Ombudsman within 60 days from the date of this order at the following address. " Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission,606, Keshav Building,Bandra - Kurla Complex, Bandra (E),Mumbai - 400 051"
- b) b) consumer, as per section 142 of the Electricity Act, 2003, can approach Hon'ble Maharashtra electricity Regulatory Commission for non- compliance, part compliance or
- c) Delay in compliance of this decision issued under" Maharashtra Electricity Regulatory Commission (consumer Redressed Forum and Ombudsman) Regulation 2003" at the following address:-

"Maharashtra Electricity Regulatory Commission, 13th floor,world Trade Center, Cuffe Parade, Colaba, Mumbai 05"
- d) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.