
REF.NO. Member Secretary/CGRF/MSEDCL/BNDUZ/ 174/334 Date: 24.10.2019

Hearing Date: 24.09.2018

In the matter of New Service Connection

CASE NO.174/2019

Shri. Vasudev Charu Bhoir,

H. No. 811,Kopra Gaon,

Kharghar,Navi Mumbai- 410210

... (Hereinafter referred as Consumer)

Versus

Maharashtra State Electricity Distribution Company Limited

through its Nodal

Officer,

Vashi Circle,Vashi.

... (Hereinafter referred as Licensee)

For Consumer – Mr. Vasudev Charu Bhoir - Consumer Representative.

Shri.Sulakhe

Appearance : For

Addl.EE,MSEDCL, Kharghar

Licensee

Sub Division.

[Coram- Dr. Santoshkumar Jaiswal - Chairperson, Shri. Ravindra Avhad -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 subsection 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as 'Regulation'

The grievances of the applicant is that he has applied for new connection and paid the quotation on dt, 8.5.2018 for 19 consumers. The MSEDCL claiming that the applicant has not providing valid details and the material provided is wrong & baseless. The MSEDCL also asking NOC from CIDCO. The fact is that the building is demolished by CIDCO due to extra floors. Further, submit that as per Supreme Court order & MERC guidelines, it is clear that the occupier must file the details, he further submit that MSEDCL has not forwarded is case to SDO or as per Circular dt. 12.6.2013. MSEDCL is under legal duty to give supply to the human being who are having shelter with prima facie evidence of occupancy of such structure. MSEDCL has no means to adjudicate upon the perfect legal title on occupancy.

He further submit the Municipal Corporation, CIDCO & all other local bodies are there to take action for removal of encroachment and demolition of illegal construction. It will also amount to illegal disconnection of supply of electricity without observing the legal norms.

The utility filed the reply on dt. 11.09.2018 stating that after payment of quotation dt, 8.5.2018 there is no question of earthing of NOC from CIDCO about ownership proof of the premises. As per grievances, CIDCO has demolished the unlawful structure and power supply was disconnected as the time of demolition. The utility has submitted that the allegations made by the applicant in their grievance are vague and baseless, therefore application be dismissed.

On hearing both side, interim order has been passed on 25.9.2018 and respondent utility has directed to restore the supply & issue new supply connection as per demand.

On hearing both side, it is appears that the applicant has paid all the necessary charges as per MERC regulations. Therefore, respondent shall perform their part within stipulated times to supply the connection. Hence, applicants are entitled for getting the electricity connection as per rule, hence, the following order.

ORDER

This application is hereby allowed.

Utility is hereby directed to supply the electricity connection on payment of necessary charges as per rule.

No order as to the cost.

Compliance of this order be made within one month from the date of receipt of this order

I Agree/Disagree

I Agree/Disagree

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

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

**MR. RAVINDRA AVHAD
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.