

**CONSUMER GRIEVANCE REDRESSAL FORUM
M.S.E.D.C.L., Bhandup Urban Zone, Bhandup**

Case No. 283/2018

Date of Grievance: 13.02.2019

Date of Hearing : 30.04.2019

Date of Order: **EE/CGRF/BUZ/506dtd.10.12.2019**

In the matter of New Connection

Mr. Patil Ravikant Pandhurang,

Gavdevi Mandir, Rehnal,

Bhiwandi-421302.

(Consumer No. 13546126484)

VS

The Executive Engineer,

---- Respondent

M.S.E.D.C.Ltd.,

Bhiwandi Circle,

Bhiwandi.

Corum:

1. Dr. Santoshkumar Jaiswal, Chairman.
2. Shri. Mr. Ravindra Avhad, Member Secretary.
3. Mrs. Sharmila Ranade, Member.

Present during the hearing:-

A] - On behalf of Appellant

Mrs. Noori Shafi Patel- Consumer

B] - On behalf of Respondent

1. Mr. Prakash Chetwani- Member, TPL.
 2. Mrs. Hemangi Mayekar Assist. Gm, TPL
 3. Mr. Satish Dhope, Addl. EE, MSEDCL, Bhiwandi
1. 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 like to inform him that a above said subject that is a grievance. He has applied new connection name Mr. Patil Ravikant Pandurang and his grampanchayat house No. 1313/2.

The torrent power Ltd. no any provide latter and orderly says that there in one to the connection. The TPL show the consumer number is totally different and till date not release his electricity meter. Is tally non compliance of MERC directives.

2. The Respondent utility submits that, the applicant put up his grievance to IGRC. TPL regarding delay in releasing new service connection. Since 26.01.2007, the electricity distribution and billing in Bhiwandi has been handed over to M/s. TPL for a period of 10 years and from 02.01.2017 for further 10 years along with the assets of Distribution network. The present dispute of consumer is raised on 16.10.2018 for the release of new service connection. As per the records available and documents submitted by the applicant.

M/s. TPL have informed the applicant vide their report no. 277888dt.22.12.2017 that there are two services which existed at same premises having old MSEDCL arrears. These are consumer no. 13542009092 and 13542009084 having MSEDCL arrears to the tune of Rs. 7,21,791/- and Rs. 1,56,667/- respectively. Further joint site visit was carried out with TPL on 09.01.2018 to confirm this in accordance with Distribution Franchisee Agreement clause No. 8.13.

3. The applicant's representative Mr.Riyaz Ahmed has approached IGRC on 16.10.2018 and the hearing for the same was conducted on 30.11.2018. The order vide number IGRC/TPL/BWD/07 dated 14.02.2019 was issued to Mr Riyaz Ahmed.

The applicant has applied for new connection vides application number 17/New/07167 on 23.03.2017 and the service number 13546126484 was allotted for the said new connection.

During the site survey, it was observed that there are that two services existed at same premise. The same was informed to the consumer vide our report number 27788 dated 22/12/2017.

Further, the Joint site visit was carried out with MSEDCL officials on 09.01.2018. The MSEDCL officials also confirmed the location of the old existing services.

Further the as per the Sec 17.8 condition of supply based on MERC Electricity Supply Code & Other Conditions Of Supply regulation, 2005 and Guidelines for recovery of arrears by MSEDCL vides circular number Ref. No P-Com/ Accts/ NO 19021 dated 06.07.2013 the new connection of the applicant can be released only after clearing the outstanding dues.

We have heard both sides and gone through submission made by both parties. The applicant has submitted that he has applied for new connection in the name of Mr. Ravikant P. Patil for his Grampanchayat House No.1313/2 Torrent Power Ltd., has not provide and orderly said that there is one connection in your premises and it is not release his electricity meter. It is totally non compliance of MERC directions. The applicant has put his grievance to IGRC, but not attend then and directly filing application to here before CGRF. The respondent has submitted that during the site survey two services are existing premises in the same premises as per repot dtd. 22.12.2017. Therefore, as per section 17.8 and Circular dtd. 08.07.2013 the new connection can be released only after clearing the outstanding dues. It appears that the applicant is denying for the payment of earlier dues. Therefore he is not entitled for new connection.

Hence, we proceed to pass the 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. 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.