

CNR- MHTH230017582023



Other Misc Cri App No. 9/2023

ORDER BELOW EXH. 1-B

Jarina Mohammad Memon

Vs.

Maharashtra State Electricity Dist. Co. Ltd

The main application is filed by the applicant for assessing the civil liability *vide* Sec. 154(5) of the Electricity Act 2003.

2] The opponents (jointly called as MSEDCL) have assessed the liability at Rs.7,94,575.81/- for the alleged theft.

3] Heard Ld advocate for applicant.

4] Ld advocate for the applicant submits that due to the cutting off of the electricity supply, the applicant is suffering irreparable loss.

5] Ms Archana Patil, Ld advocate for the MSEDCL remained absent when called.

6] Ld advocate for applicant submits that the applicant is ready to pay 50% amount.

7] Considering the fact that electricity is an essential supply and the submission on behalf of the applicant that he is ready to deposit 50% amount as well as taking recourse to the authority of the Hon'ble High Court of Telangana viz. ***Mirza Mahmood Baig*** and ***Syed Shah Najeeb Uddin Alvi*** and Writ Petition No. 7785/2019, I pass the following order.

ORDER

1. The application Exh. 1-B is allowed.
2. The applicant shall pay 50% of Rs.7,94,575.81/- in the office of the MSEDCL as a condition precedent for the restoration of the supply line of electricity.
3. After the receipt of the amount as aforesaid, the MSEDCL shall restore the supply of electricity within 48 working hours. (Consumer No. 001943897863 and Electricity Meter No. 3743956.)
4. The application Exh. 1-B is disposed of in above terms.

Sd/-

Place: Vasai

(S. V. Khongal)

Date: 19/7/2023

Additional Sessions Judge, Vasai

Certificate

“I affirm that the contents of this P.D.F. file Judgment / Order are same word for word as per the original Judgment / Order.”

Name of the affirming Steno	:	Ms P. H. Shirolkar, Steno (Grade-I)
Date of pronouncement	:	19/7/2023
Signed by the Presiding Officer on	:	19/7/2023
Uploaded on	:	19/7/2023