



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

72 WRIT PETITION NO. 5273 OF 2020

Maharashtra State Electricity Distribution Co. Ltd., And Another
VERSUS
M/s Lalit Industries, Through Chairman

.....

Mr. A.S. Bajaj, Advocate for Petitioners
Mr. I.G. Durrani, Advocate for Respondent

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CORAM : SIDDHESHWAR S. THOMBRE, J.

DATE : 05 MAY, 2026

PER COURT :

1. Heard the learned counsel for the petitioners.
2. The petitioners are aggrieved by the order dated 11.07.2019 passed by the learned Electricity Ombudsman, Nagpur in representation No. 37 of 2019, whereby the debit bill raised by respondent for the period from October 2013 to August 2017 came to be set aside.
3. Learned counsel for the petitioners, Mr. A.S. Bajaj, submits that the learned Electricity Ombudsman, Nagpur vide its order dated 31.07.2019, has directed the petitioners to extend the benefit of industrial tariff to the respondent from the date of connection. He submits that, in fact, the grievance pertains to a period beyond two years prior to the filing of the



complaint, and therefore, the cause of action, to that extent, was time-barred. He further submits that the tariff has already been corrected subsequently; however, the learned Electricity Ombudsman has erroneously directed grant of benefit from the date of connection. Further, the learned Electricity Ombudsman, Nagpur has directed the petitioner to revise the bill and waived off DPC and interest charged. It is, therefore, submitted that the learned Electricity Ombudsman ought not to have entertained the complaint in view of the law laid down by this Court in ***Maharashtra State Electricity Distribution Company Ltd., Dhule and another vs. Jawahar Shetkari Soot Girni Ltd., Morane, Dist. Dhule***, 2019 (1) Mh.L.J. 342.

4. Per contra, learned counsel for the respondent supports the order passed by the Electricity Ombudsman and prays to dismiss the present petition.

5. The issue involved in the present matter is no longer *res integra* in view of the law laid down by this Court in ***Maharashtra State Electricity Distribution Company Ltd., Dhule and another vs. Jawahar Shetkari Soot Girni Ltd., Morane, Dist. Dhule*** (supra). In view thereof, since the benefit has already been granted to the petitioner for a period of two years preceding the filing of the complaint, the order passed by the learned Electricity Ombudsman directing the petitioner to extend such benefit, is liable to be set aside.



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6. In view thereof, the writ petition is allowed. The order dated 11.07.2019 passed by the learned Electricity Ombudsman, Nagpur in representation No. 37 of 2019, is hereby quashed and set aside.

[SIDDHESHWAR S. THOMBRE]
JUDGE

S P Rane