

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION (STAMP) NO. 9000 OF 2010

Maharashtra State Electricity
Distribution Company Ltd.

... Petitioner

Vs.

Aishwaryam Co-operative
Housing Ltd. & Anr.

... Respondents

Smt. Prerna Gandhi i/by DSK Legal for Petitioner.
None for the Respondents.

CORAM : A. S. GADKARI, J.
DATE : 18th OCTOBER, 2019.

P.C.:-

By the impugned Order dated 16th January, 2015, passed by the Consumer Grievance Redressal Forum, M.S.E.D.C.L. Pune, constituted under section 42(5) of Electricity Act 2003, has directed the Licensee to issue revised bill making it limited only for the period of 2 years, from June 2013 to June 2015 excluding Delayed Payment Charges (DPC) and interest.

2 The Full Bench of this Court in the case of *Maharashtra State Electricity Distribution Company Ltd. Vs. The Electricity Ombudsman & Anr. (Writ Petition No.10764 of 2011 and other connected Petitions)* in its Judgment dated 12th March, 2019 has held that, the Distribution Licensee cannot demand charges for consumption of

electricity for a period of more than two years preceding the date of the first demand of such charges.

3 In view of the ratio laid down by the Full Bench of this Court in the case of *Maharashtra State Electricity Distribution Company Ltd. Vs. The Electricity Ombudsman & Anr. (Supra)*, challenge to the impugned Order does not survive and the Petition is accordingly disposed off.

(A. S. GADKARI, J.)