

**BEFORE THE CONSUMER GRIEVANCES REDRESSALFORUM
MADHYA GUJARAT VIJ COLIMITED
CORPORATE OFFICE, 5TH FLOOR SP VIDYUT BHAVAN,
RACECOURSE, VADODARA 390 007**

Subject	Consumer Grievances Complaint No.MG-I-10-2015.16
Complainant	Shri Mohanbhai Kalabhai Solanki, At & Post : Betawada, Tal: Kapadwanj, Dist : Kheda
Respondent	Shri R.M. Patel, Deputy Engineer, Kapadwanj REC S/Dn.
Date of hearing	08.05.2015 at Vadodara

QUORUM	NAME
Chairperson	Shri P J Patel, Gandhinagar
Independent Member	Harsha S Chauhan, Vadodara
Technical Member	Shri A G Shah, MGVCL

The complaint dated 08.04.2015 regarding new agricultural vij connection.

On 08.05.2015, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein the Complainant himself Shri Mohanbhai Kalabhai Solanki, At & Post : Betawada, Tal: Kapadwanj, Dist : Kheda, appeared, whereas Shri R.M. Patel, Deputy Engineer, Kapadwanj REC Sub-Division, appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief details of the case are as under:

The complainant had applied for new Agriculture Vij connection in L.S. No. 429/2 of Village Betawada, Tal. Kapadwanj on 24.02.1992. Its G.P. No. is 64/1992. The Government of Gujarat had relaxed Dark Zone Policy in the year 2012. Accordingly, MGVCL had issued a letter to the applicant vide No. KWR/Tech/Ag. Dark Zone/2140 dtd. 03.05.2012 to submit fresh documents and guidelines for change of circumstances. The estimate issued by MGVCL was paid on 12.10.2012. MGVCL had completed line and T/C works but refused to give the connection and application cancelled vide letter No. KPJ/REC/Tech/Est/ 489 dtd. 18.03.2013. The complainant had requested the Forum to give new Agriculture connection in Survey No. 232/2.

The complainant contended that his present requirement for new connection is in Survey No. 232/2. He had applied on 24.02.1992 for L.S. No. 429/2 and registered at G.P. No. 64/1992. Due to division of land, now his requirement is in Survey No. 232/2. The Survey No. 232/2 is further divided recently among the legal heirs. The land in his part having no irrigation facility, therefore, requested to grant new connection in his survey number.

The respondent Shri R.M. Patel, Deputy Engineer, Kapadwanj REC Sub-Division contended that Shri Mohanbhai Kalabhai Solanki applied on 24.2.1992 for new agriculture vij connection in Land Survey No. 429/2 of Village Betawada having G.P. No. 64/1992. After relaxation of Dark Zone in 2012, the applicant was asked to submit fresh documents along with requirement of any changes with respect to original application vide letter No.KWR/Tech/Ag Dark Zone/2140 dtd. 03.04.2012. The applicant had submitted fresh documents for L.S. No. 429/2. The site-survey was carried out on 08.09.2012. The work of erection of HT, LT and T/C completed and finally TMN issued on 04.11.2012. Later on, it was came to know that the applicant had misguided the Company and shown wrong Survey Number i.e. 232/2 instead of 429/2. It is also found that vij connection exists in Survey No. 232/2. The MGVL had asked clarifications regarding the same vide letter No. KRC/863 dtd. 16.11.2012 but as no justified reply received from the applicant, therefore, the application is cancelled and line and T/C are removed, which was intimated to the applicant vide letter No. KPJ/REC/Tech/Est./ 489 dtd. 18.03.2013.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that at the time of survey, the complainant had shown survey number 232/2 instead of 429/2. In survey no. 232/2, the connection exists, so another connection cannot be given as per Company rules. It is also observed that at the time of submission of fresh documents in the year 2012, the complainant had not requested for change of survey number, which is required as per Sr. No. (3) of letter No. KWR/Tech/Ag. Dom./2140 dtd. 03.04.2012. Therefore, it is clear that wrong information about the location of land given to the MGVL. As per the existing rules and based on the submitted documents, MGVL cannot give in survey no. 232/2.

ORDER

The Forum directs the Complainant Shri Mohanbhai Kalabhai Solanki, At & Post : Betawada, Tal: Kapadwanj, Dist : Khedathat the decision taken by the Madhya Gujarat Vij Company Limited to cancel the application is in order.

(A G Shah)
Technical Member

(Harsha S Chauhan)
Independent Member

(P J Patel)
Chairperson

PS :

If the complainant is not satisfied with the order of this Forum, the complainant may approach The Staff Officer, Office of the Electricity Ombudsman, Gujarat Electricity Regulatory Commission, Barrack No.3, Polytechnic Compound, Ambawadi, Ahmedabad 380 015 in accordance with Clause No.2.63 Chapter-2 of GERC Notification No.2 of 2011.

Procedure to make representations before Ombudsman***

1. Representation should be in writing duly signed by the complainant with his name and address.
2. Representation should be supported with affidavit.
3. True copy of order of Forum and original complaint made before Forum should be attached. Enclosed documents should be certified copies of the original documents.
4. The representation before Ombudsman should be submitted within 30 days from the date of order of Forum.
5. Copy of representation should be submitted at the office of Ombudsman. Copy of representation should be submitted to all respondents.
6. If the complainant is required to pay any amount according to the order of Forum, one-third of such amount should be deposited by complainant and proofs should be attached along with the representation.
7. The matter should not be pending before the competent Forum or any other court, tribunal, arbitrator or any other authority.
8. All representations should be with a sufficient cause, reasonable diligence causing the consumer prima facie loss and damages / inconvenience.
9. Representation may be submitted in English or Gujarati language

*** <http://www.gercin.org/docs/Cosumer%20Grievances/Procedure/Procedure.pdf>