

**BEFORE THE CONSUMER GRIEVANCES REDRESSAL FORUM
MADHYA GUJARAT VIJ CO LIMITED
CORPORATE OFFICE, 5TH FLOOR SP VIDYUT BHAVAN,
RACECOURSE, VADODARA 390 007**

Subject	Consumer Grievances Complaint No.MG-III-96-2014.15
Complainant	Shri Kalpeshkumar K Machhi, At : Kharavada Post : Munpur, Tal: Kadana, Dist : Mahisagar
Respondent	Shri Kalpesh I Dalwadi, Deputy Engineer, Santrampur-1 s/dn of MGVCL
Date of hearing	02.01.2015

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

The complaint dated 19.12.2014 regarding agricultural vij connection.

On 02.01.2015, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Kalpeshkumar K Machchi, appeared himself whereas Shri Kalpeshbhai I Dalwadi, Deputy Engineer appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief details of the case are :

1. An approval to lift water from River Mahi received from Superintending Engineer, Godhra Circle Office of Irrigation Department on dt. 16.08.2011.
2. On 26th August, 2011 applied for Vij connection to Santrampur S/Dn office, MGVCL, by paying registration fee Rs.200.
3. FQ issued by MGVCL was paid on 02nd January, 2014.
4. MGVCL has completed all works and the complainant has submitted test report on 01st June, 2014.
5. The Complainant was informed on 26.09.2014 that as per Circular issued by MGVCL, Vadodara, the connection cannot be released to individuals to lift water from the River.

The complainant contented that he has asked vij connection to lift water from Mahi River for agriculture purpose vide his application dtd 26th August, 2011. He has paid estimate issued to him on 02nd January, 2014. MGVCL has erected electric line. In reference to TMN issued by MGVCL on 21st June, 2014, he has submitted test report on 01st July, 2014 i.e. there is nothing pending on his side. Now MGVCL is refusing to give connection to individuals. He has also informed that such type of individual connections are already issued to other consumers. He requested the forum to give justice on this line.

The respondent contented that all procedural requirements to release the connection including signing of the agreement and receipt of test report is completed. Work was completed on 16th April, 2014. As per MGVCCL Circle Office, Godhra letter number GDC/O&M/Tech 2/3031 dtd 28.04.2014 (GUVNL office letter number GUVNL/T/RE/DSO/580 dated 02.04.2014) directed that individual AG connection cannot be considered for lifting the water from surface water sources such as canal, river, and dam for irrigation purpose. However, AG connections are being given under lift irrigation scheme for lifting water for irrigation purpose executed by the irrigation department, GWRDC and SSNNL to GWRDC/SSNNL/Registered Cooperative irrigation Mandali/Society only. Accordingly, informed to the applicant for cancellation of his application vide letter no. LUD/Scheme/SDN/T/3642 dated 26.09.2014.

The forum members present at the hearing considered contention of both the parties and perused the records and observed that as per Govt. of Gujarat guideline, the GUVNL had issued guidelines in the year 2011 (HTP-V and LTP-V tariff) and thereafter that individual connections as well as use of more than one motor should not be entertained. It is also specified to whom the connection for lift irrigation to be given. It is found that by issuing estimate to individuals is not in the line of clear guidelines. As per the statement of the complainant, individual connections are already given in his area should be reviewed by MGVCCL. If they are allowed, then same policy should be adopted in present case also, otherwise the amount paid against estimate and other expenditures incurred by the complainant should be refunded with interest as per applicable rates of the Nationalized Banks.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to review individual connections given for lift irrigation between 2011 to 2014 and implement same policy for Shri Kalpeshkumar K Machhi, At: Kharavada, Post: Munpur, Tal: Kadana, Dist: Mahisagar. In case of refusal to give connection, total cost incurred by the complainant should be refunded with interest.

(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>