

**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-IV-106-2014.15
Complainant	Shri Manabhai Panabhai Khant, At Village : Ladpur (Bathoda), Post: Shivadvada-Zinjva, Tal: Kadana, Dist : Mahisagar
Respondent	Shri K I Dalwadi, Deputy Engineer, Santrampur-I s/dn of MGVCCL.
Date of hearing	31.01.2015, 06.02.2015 both at Vadodara & 13.02.2015 at Nadiad

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

The complaint dated 19.01.2015 regarding new agricultural vij connection for 5 HP Motor

On 31.01.2015, 06.02.2015 both at Vadodara & 13.02.2015 at Nadiad, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Manabhai Panabhai Khant appeared himself whereas Shri K I Dalwadi, Deputy Engineer, Santrampur-I s/dn appeared as respondent on behalf of MGVCCL before the Forum. Both the parties were heard.

The brief details of the case are as under:

1. The complainant has registered 5 HP load for new agricultural vij connection in the LS No.167 with GP No.110/2010 on dated 08.06.2010.
2. FQ amount of Rs.4045/ was paid by the complainant on dated 13.12.2012.
3. TMN was issued on dated 07.05.2013.
4. Due to other agricultural connection in the same survey number on the name of Shri Pratapbhai Sanabhai Khant bearing consumer No.09664/10539/2, the connection was not released.

The complainant contended that though new line is erected to give him new agricultural connection. MGVCCL has not released it. Also a Punchcase in presence of Talati-cum-Mantri was submitted confirming that there is no other well in LS

No.167. He requested the Forum to direct MGVCL to process to release his new agricultural connection.

The respondent contended that there is one connection in the name of Shri Pratapbhai Sanabhai Khant in LS No.167. The said connection was released on dated 10.09.2014. Hence, due to company's policy, "not to release more than one connection in same LS number" the agricultural connection demanded by complainant Shri Manabhai Panabhai Khant is not released.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that the site location of existing agricultural connection in LS No.167 in the name of Shri Pratapbhai Sanabhai Khant is required to verify hence the respondent was directed during hearing on dated 13.02.2015 to visit site jointly with the complainant and to submit report. The report submitted vide letter No.1628 dated 04.03.15 and accordingly, respondent informed that agricultural connection in the name of Shri Pratapbhai Sanabhai Khant was demanded by submitting documents of survey No.167 at the time of verification at that time, but actually the agricultural connection is in LS No.158 of Village : Ladpur (Bhathoda), Post: Shivadvada-Zinjva, Tal: Kadana, Dist : Mahisagar. The Panchnama in presence of complainant and other villagers on dated 03.03.2015 submitted to the Forum, it confirm that wrong documents were submitted and misguided the company in past and availed agricultural connection in LS no.158 illegally. By this way, the complainant made fraud with company. Thereafter connection was made PDC. On site verification by MGVCL, it is observed that in LS No.167, agricultural connection in the name of Shri Panabhai Fulabhai Khant bearing consumer No.09664/10216/4 is already exists. All relevant documents of agricultural connection in the name of Shri Panabhai Fulabhai Khant submitted to the Forum. From the data, it is cleared that vij connection exist in the name of Shri Panabhai Fulabhai Khant in LS No.167 so as per existing rules, MGVCL has refused to give new connection in same LS No.167.

ORDER

The Forum directs the Shri Manabhai Panabhai Khant that as one agricultural connection in the name of Shri Panabhai Fulabhai Khant consumer No.09664/10216/4 is existing in LS No.167 at village Ladpur, Tal: Kadana, Dist : Mehisagar, Another agricultural vij connection in same LS No.167 of village Ladpur, cannot be released. The decision taken by MGVCL to cancel 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>