

**CGRF formed under the provision of IE Act 2003, sub clause 42(5) as well
Notification No.2/2011 of GERC (CGRF & Ombudsman)**

**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-20-2017-18
Complainant	M/s. Sitaram Sugars & Allied Industries Limited, At & Post : Ladhod, Tal: Bodeli, Dist :Chhotaudepur.
Respondent	Shri G N Rathwa, Deputy Engineer of Bodeli s/dn of MGVCL.
Date of hearing	24.11.2017 at Vadodara

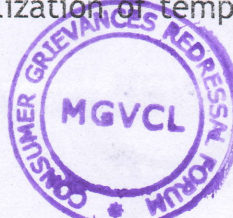
QUORUM	NAME
Chairperson	Smt Mala Y Shah, Ahmedabad
Independent Member	Harsha S Chauhan, Vadodara

The complaint dated 02.08.17 regarding LT line charges Rs.2,80,599/- while finalizing temporary connection.

On 24.11.2017, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Vishnubhai J Patel appeared on behalf of complainant M/s. Sitaram Sugars & Allied Industries Limited whereas Shri G N Rathwa, Deputy Engineer of Bodeli s/dn appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief history of the case is as under:

1. The complainant Shri Vishnubhai J Patel appeared on behalf of complainant M/s. Sitaram Sugars & Allied Industries Limited located At & Post : Ladhod, Tal: Bodeli, Dist :Chhotaudepur, had applied 100 HP temporary connection on 13.06.2014 and paid Security Deposit of Rs.4,26,000/- on 21.07.2014 and connection was released on 05.08.2014.
2. The aforesaid connection was surrendered on 03.11.2015 & release of his regular HT connection of 475 KVA bearing consumer No.13373.
3. The proposal for finalization of temporary connection was received from Bodeli s/dn on 03.08.2016 which was finalized as per Circular No.55 dated 08.08.2016. Accordingly, Rs.2,02,507/- was refunded to consumer on 29.08.2016.
4. Now, internal auditors M/s. Parikh & Associates had taken all the points in para No.2 in their audit report that, there is a shortfall in recovery of Rs.2,80,599/- at the time of finalization of temporary connection so for



their internal audit report for the period from April 2016 to Sept 2016 of Bodeli O&M division was proposed which was subsequently debited to his regular HT connection.

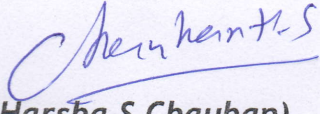
The representative of the complainant contended that they had purchased Sardar Sugar Company which is situated in same premises through auction so they had applied for temporary connection of 100 HP for renovation of the existing machineries. Now, they had claimed that vij line for Sardar Sugar Company was already existing which was not removed so party raised his grievances that how the line charges again can be recovered as a new line charges for existing line.

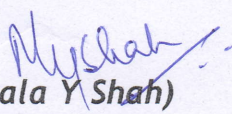
The respondent contended that this recovery was raised by the internal auditor carried out from April 2016 to Sept 2016 in line with the revised circular No.55 issued on 23.02.2016, in which it was stated that 100 HP line charges are to be recovered over & above 15% depreciation on estimated TS value minus HT line cost i.e. 15% on Rs.2,41,386/-, this calculation is worked out to Rs.2,80,599/- so recovery as per audit para and circular No.55 is raised.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that recovery raised as per audit para is in order.

ORDER

The Forum has come to the conclusion that the recovery of Rs.2,80,599/- issued by the respondent Deputy Engineer of Bodeli s/dn of Madhya Gujarat Vij Co Limited, to the complainant M/s. Sitaram Sugars & Allied Industries Limited, At & Post : Ladhod, Tal: Bodeli, Dist : Chhotaudepur is in order.


(Harsha S Chauhan)
Independent Member

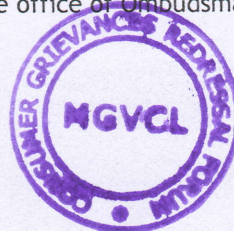

(Smt Mala Y Shah)
Chairperson

PS :

If the complainant is not satisfied with the order of this Forum, the complainant may approach Ombudsman under clause No.3.17 of CGRF & Ombudsman Regulations, 2011 that only after payment of minimum 33% of the bill amount issued to the party in question. **The Office address of the Ombudsman is : 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>

