

**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-I-10-2012.13
Complainant	Shri Rajeshbhai Somabhai Patel at village Zanda, Aabwel, Tal: Kapadwanj, Dist : Kheda.
Respondent	Shri M D Dalwadi, Deputy Engineer Kapadwanj Rural s/dn of MGVCL.
Date of hearing	11.05.2012

QUORUM	NAME
Chairperson	Shri P J Patel, Gandhinagar
Independent Member	Shri M J Vaidya, Vadodara
Technical Member	Shri Y B Sukhadia, MGVCL

The complaint dated 13.4.2012 regarding single phase electricity supply to stable for animals from JGY feeder.

Today on 11.5.2012, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Rajeshbhai Somabhai Patel, appeared himself, whereas Shri M D Dalwadi, Deputy Engineer Kapadwanj Rural s/dn appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief details of the case are :

1. The complainant had applied for 1270 watt single phase commercial supply for 24 hours from JGY feeder on 23.2.2012.
2. Government of India encourages agricultural husbandry under various schemes and support for self-employment of the farmers.
3. The complainant has made stable for animals in his agricultural land.
4. MGVCL vide letter dated 11.4.2012 had refused to give commercial single phase connection for the purpose under reference.
5. The complainant has received Milking Machine through Amul Dairy from the Government of India. This machine requires single phase 1 HP for 24 hours vij supply.

The complainant contended that single phase vij supply for 24 hours is required for Milking Machine. He has spent good amount of money to develop the milking business and hence vij supply as requested is essentially required. After getting

refusal from Mehmabad division they had complained to Consumer Grievances Redressal Forum for getting vij supply.

The Respondent Shri M D Dalwadi, Deputy Engineer of Kapadwanj Rural s/dn contended that there are no rules to give commercial connection in agricultural land. One circular bearing reference No.OM:S E:T.1:CRG:167 dated 15.01.2000 by Chief Engineer (Dist) of erstwhile GEB. to give single phase / three phase supply for poultry farm purpose in agricultural land without insisting for NA formality or NOC from Collector.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that Milking Machine is recently developed to mechanize the milking from animals and hence it seems that there is no reference of particularly commercial utility of milking business in Supply Code or DISCOM's Circulars. However, referring to circular No.CE:MG:Tech1:06:AND:222 dated 22.11. 2006 from Chief Engineer (P&P) MGVCL Vadodara, it is quoted that there is approval from Competent Authority for giving single phase connection upto 6 KW for giving supply from JGY feeder for farm house connection for other than agricultural purpose.

In view of the above discussion, the Forum is of the opinion that the single phase power supply in the agricultural land for commercial purpose for using Milking Machine can be given.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to release single phase vij supply to Patel Rajeshbhai Somabhai, as requested by him after following all formalities for new single phase commercial connection in their agricultural land. Also, directs the MGVCL to take undertaking from the complainant that this vij supply should not be used for agricultural purpose.

(Y B Sukhadia)
Technical Member

(M J Vaidya)
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 Chapter-5, Clause No.13 of GERC Notification No.4 of 2005.

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>