

BEFORE THE CONSUMER GRIEVANCES REDRESSAL FORUM
MADHYA GUJARAT VIJ CO LIMITED
CORPORATE OFFICE, 2ND FLOOR SP VIDYUT BHAVAN,
RACECOURSE, VADODARA 390 007

Subject	Consumer Grievances Complaint No.MG-II-31-2011.12
Complainant	Shri Budhabhai A Patel, C/o Rasikbhai Ishwarbhai's House, at village Torna, Tal: Kapadwanj, Dist: Kheda.
Respondent	Shri J J Patel DE Kathlal s/dn of MGVCL
Date of hearing	22.07.2011 at Anand Circle Office of MGVCL

QUORUM	NAME
Chairman	Shri K M Dave, MGVCL
Member	Shri K R Shah, MGVCL
Independent Member	Shri M J Vaidya, Vadodara

The complaint dated 21.6.2011 (recd on 12.7.2011) is for refusal of services.

Today on 22.07.2011, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Budhabhai A Patel, appeared himself, whereas Shri J J Patel DE of Kathlal 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 has agricultural vij connection No.01868/00833/9 in survey No.1375/1 at village Torna.
2. He has applied for shifting of the said connection to survey No.1163/1 with a certificate from Talati that sufficient water is not available for agricultural purpose from the existing bore in Survey No.1375/1.
3. Same Talati has certified that bore in Survey No.1163/1 is of before the year 2003 and has water for agricultural purpose.
4. The complainant has produced NOC of other owners of Survey No.1163/1 on Rs.100/ stamp paper and notarized
5. MGVCL asked for NOC of all owners of original Survey No.1375/1, on Rs.100/ stamp paper duly notarized but the complainant did not produce.

The complainant Shri Budhabhai A Patel contended that he is the sole owner of two guntha land in which bore is situated and hence NOC of other owners is not required.

The Respondent Shri J J Patel DE of Kathlal S/dn of MGVCL contended that the complainant has shifted his vij connection from 88/1 to Survey No.1375/1 during 1996 and in the same manner he wants to shift the connection in Survey No.1163/1. Hence, MGVCL had refused to accept the said application.

The Forum Members present at the hearing considered contention of both the parties and perused the records. From the records, it seems that the complainant has manoeuvred in shifting of vij connection from 88/1 to Survey No.1375/1 and same way he has tried to shift from Survey No.1375/1 to Survey No.1163/1. He could not produce the proof of his sole ownership of piece of land (two guntha) purchased from original owners. There is no line of demarcation of the purchased land. In lieu of this, he could not produce NOC of other owners of Survey No.1375/1.

In view of the above discussion, the Forum is of the opinion that the application of Shri Budhabhai Patel to shift vij connection from Survey No.1375/1 to Survey No.1163/1 should be rejected.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to reject the application of Shri Budhabhai A Patel for shifting of vij connection from Survey No.1375/1 to Survey No.1163/1.

(K R Shah)
Member

(M J Vaidya)
Independent Member

(K M Dave)
Chairman

PS :

If the complainant is not satisfied with the order of this Forum, the complainant may approach the Ombudsman, Gujarat Electricity Regulatory Commission, 1st floor, Neptune Tower, OPP: Nehru Bridge, Ashram Road, Ahmedabad 380 009 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>