

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-35-2010-11
Complainant	Kailashben Jagdishchandra Contractor, 50-51, Manhar Park, New Sama Road, Vadodara
Respondent	Shri Y.R.Rana Tr. Engr.
Date of hearing	12.11.2010

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

The complaint dated 22.10.2010 is directed against the PDC reconnection.

Today on 12.11.2010, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Pranavkumar J. Contractor and Mrs. Kailashben J. Contractor appeared, whereas Shri Y.R. Rana Jr. Engr. appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The back ground details of the case are as follows:

Shri Jagdishchandra Contractor was given commercial connection No.07310/11282/2 in LS No.944 of village Jarod in the year 1999. Shri Jagdishchandra Contractor had expired on 07.12.2005. On account of non-payment of regular energy bills, the said connection was finally permanently disconnected.

The outstanding dues as on date of PDC are Rs.6690 + Rs. 3200 interest. The legitimate direct legal heir of Shri Jagdishchandra i.e. Smt Kailashben J Contractor had represented to Lok Adalat. Accordingly, the case was heard in the month of Sept 2010. The Lok Adalat after hearing, ordered to waive the interest charges and to pay the principal dues. Accordingly, the principal amount Rs.6690.00 was paid on 25.9.2010.

The complainant also deposited the interest charges of Rs.3200/- on 06.10.10 with further request to reconnect the commercial connection.

The complainant requested to Forum to give PDC reconnection, as requirements were fulfilled by them.

The Respondent Mr. Y. R. Rana contended that Late Jagdishchandra Contractor was holding industrial connection under land survey No.952 of village Jarod since 1994. The said connection was checked by I/C checking squad On detection of theft during installation checking of the connections on two occasions, the supplementary bills of Rs.6,40,672=53 and Rs.8,54,355=48 were issued.

As the above dues were not paid by the complainant, the industrial connection was permanently disconnected and Civil Suits had been filed before District Court of

Godhra. Both the cases are on the hearing stage. In view of these facts, the sub-division office did not move for reconnection of the commercial connection as the same is also in the name of late Jagdishchandra Contractor.

The Forum observed that Gujarat Electricity Regulatory Commission (GERC) has amended the clause No.4.1.11 of GERC Notification 11 of 2005 "Electricity Supply Code and Related Matters Regulations" which is reproduced herein below:

"An application for new connection, reconnection, addition or reduction of load, change of name or shifting of Service Line for any premises need not be entertained unless any dues relating to that premises or any dues of the Applicant to the Distribution Licensee in respect of any other service connection held in his name anywhere in the jurisdiction of the Distribution Licensee have been cleared."

This implies that till the time, the legal heir of late Shri Jagdishchandra Contractor does not pay the outstanding dues amount of supplementary bills i.e. total Rs.14,95,028/01, the commercial connection No.07310/11282/2 held in their name should not be reconnected.

ORDER

The Forum directs the complainant, legal heir of Late Jagdishchandra Contractor to pay the full amount of the outstanding dues on account of two supplementary bills and also directs MGVL to reconnect commercial connection. No.07310/11282/2 in Survey No.944 of village Jarod only after receipt of all dues from the complainant i.e. legal heir of Late Jagdishchandra Contractor.

(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>