

**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-105-2012.13
Complainant	Devrajiben Vasudev Yadav, T 40 Kalpavruv Mateswari Society, Navapura Gamdi, Anand.
Respondent	Shri Trushar Brahmabhatt, Junior Engineer Anand (Rural) of MGVCL.
Date of hearing	01.03.13 at Anand Circle Office

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 26.01.2013 regarding shifting of pole without payment.

On 01.03.2013,, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Vasudev Yadav, appeared on behalf of complainant Devrajiben Vasudev Yadav, whereas Shri Trushar Brahmabhatt, Junior Engineer Anand (Rural) 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 purchased plot Nos.33 & 34 in survey No.259, 260 & 284 at Navapura, Gamdi, Anand
2. As overhead line were passing through the above said plots, the complainant has requested MGVCL to shift wires passing through their plots to avoid hindrance to construction work to be carried out in the above referred plots.
3. MGVCL had asked to pay Rs.4349/ to shift the pole as shifting charges.

The representative of the complainant contended that MGVCL should lay pole in such a way that it does not pass through his plot area and hence it is the duty of MGVCL to replace the pole to avoid overhead line passing through original plots. Hence, the shifting is to be done at the cost of MGVCL and they should not force the complainant for payment.

The Respondent contended that the electric lines had been put long back perhaps there were no plotting at that time. Hence, the complainant has to pay shifting charges.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that MGVCL had put all poles in a particular society on the roads as per the rules and regulations of DISCOMs. But in

this case, the pole was put in such a way that electric wires were passing through plots at the corner. It seems that there was a discrepancy in putting these poles under reference.

In view of the above discussion, the Forum is of the opinion that there was a discrepancy for erecting 3rd pole No.TUL/DT/062/C 5/0007. Due to which overhead lines are just crossing the plot at corner area and hence MGVCL has to see that overhead lines are away from the plot area at safe distance with / without shifting the pole. The expenditure should not be charged to the complainant.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to shift overhead line passing through their plot Nos.33 & 34 belonging to complainant Devrajiben Vasudev Yadav, T 40 Kalpavrux Mateswari Society, Navapura Gamdi, Anand, at safe distance as per rules with / without shifting 3rd pole at no cost to the complainant.

(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>