

**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-95-2012.13
Complainant	Shri Dhirajbhai Mangalbhai Chauhan, Shop No.10, Ishwarnagar, Alwanka, Manjalpur, Vadodara.
Respondent	Shri M S Thakor, Deputy Engineer, GIDC s/dn Makarpura of MGVCCL.
Date of hearing	01.02.2013 at Corporate Office, Vadodara.

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

The complaint dated 18.01.2013 regarding new commercial vij connection.

On 01.02.2013, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Sureshbhai appeared himself on behalf complainant of Shri Dhirajbhai Mangalbhai Chauhan, whereas Shri M S Thakor, Deputy Engineer, GIDC s/dn Makarpura appeared as respondent on behalf of MGVCCL before the Forum. Both the parties were heard.

The brief details of the case are :

- (1) The complainant has asked new commercial connection in Shop No.10, Ishwarnagar, Alwanaka, Makarpura, Vadodara.
- (2) Registration fee paid by the complainant and necessary all documents submitted to sub-division office of MGVCCL.
- (3) While survey, it was objected by third party Mr Sureshbhai Chauhan and Mr Dhirubhai Chauhan for the ownership of shop where new connection asked by the complainant.

The complainant contended that though all documents required for new connection submitted, MGVCCL is not giving electric supply to his shop No.10.

The respondent contended that MGVCCL could not release the connection due to objection regarding ownership of Shop shown by the complainant. As per record available with MGVCCL, the place shown by the complainant as Shop No.10 is having one disconnected connection on the name of Shri Mohanbhai V Bharvad. After payment of dues, it was objected to reconnect the supply by Shri Sureshbhai Chauhan and Shri Dhirubhai Chauhan.

Hence, reconnection could not be done but the consumer is paying all regular bills. On MGVL record, the shop number of consumer Shri Mohanbhai V Bharvad is shop No.3. As shop numbering is not done for all shops of the area it is difficult to identify shop No.10 and the place shown by the complainant under dispute is pending in the Civil Court vide case No.464 / 2011.

In view of the above discussion, the Forum is of the opinion that the legal occupation of the shop where new connection asked by the complainant is pending in the court of law so the case is not under the purview of the Forum. Till the court orders for legal occupant, MGVL cannot release the power supply.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to release the connection on the place asked by the complainant after the court confirming legal occupancy of 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>