

**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-II-51-2014.15
Complainant	Mohammadmiya Rasulmiya Malek At village Mahudha, Tal: Mahudha, Dist : Kheda
Respondent	Shri A.D. Makwana & Shri Mania Mahudha Sub D/n. MGVCL
Date of hearing	28.08.2014, 05.09.2014 & 19.09.2014at Vadodara

QUORUM	NAME
Chairperson	Shri P J Patel, Gandhinagar
Independent Member	Harsha S Chauhan, Vadodara
Technical Member	Medha M Marathe, MGVCL

The complaint dated 20.08.2014 regarding to give single phase lighting connection in AG land.

On 28.08.2014 (2) 05.09.2014 (3) 19.09.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Complainant not appeared in the forum on all three occasions whereas Shri AD Makwana Deputy Engineer of Mahudha S/dn on dtd.28.08.2014 and Shri Mania appeared as respondent on behalf of MGVCL on dtd.05.09.2014 before the Forum.

The brief details of the case are:

1. Complainant had registered his application for single phase lighting connection in agricultural land by paying Rs.40/-on dtd.30.09.2013 vide M.R.No.MV541956 subsequently paid Rs.3500/- towards S/C charge vide M.R.No.MV 543661 and Rs.220/- towards S/D. vide M.R.No.MV543660, whose S.R.No.1899847 dtd.28.10.2013.
2. However, till to date MGVCL has not been given electric connection.
3. While contacting to S/dn office, MGVCL by complainant they are refusing to give connection in AG land.
4. It is not understood why MGVCL is not giving connection and without light this they are facing lot of problem of darkness and mosquito.
5. If MGVCL is not willing to give the connection they should return paid amount with interest.

The respondent Shri Makwana contended that party has registered his application on dtd.30.09.2013 for 0.380KW load. Initially, survey from nearby JGY Vansoli feeder was done and estimate issued which was paid by the applicant but subsequently it was noticed that supply cannot be given from JGY feeder in agricultural land as per MGVL circular No.9 dated 23.11.2012. Hence, it was resurveyed from nearby Ag DOM feeder wherein 722 metres line required to lay but before commencement of the said work. MGVL had issued circular No.25 dated 06.12.2013 wherein minimum cluster of 20 applicant (population of 100 people) is required. This new laid down criteria is not being fulfilled in this case hence vide letter No.MDA/Tech/321 dated 23.01.2014 informed to that applicant that his demanded power supply cannot be given in his agricultural land Survey No.916 as per prevailing MGVL rules and also requested in this letter to apply for refund of paid amount along with original receipt. Till today, the applicant has not applied for refund of money paid with original receipt so MGVL has not taken further actions for refund.

The Forum Members present at the hearing considered contention of the case and perused the records and observed that complainant was not fulfilling the criteria of 20 applicant cluster and population of 100 as per circular no.25. As the work for complainant was not commenced before enactment of circular 25, hence complainant's application can't be processed.

Therefore the Forum is of the opinion not to give connection to the complainant.

ORDER

The Forum directs the complainant Mohammadmiya Rasulmiya Malek At village Mahudha, Tal: Mahudha, Dist : Kheda, the action of Madhya Gujarat Vij Company Limited is in order.

(Medha M Marathe)
Technical Member

(Harsha S Chauhan)
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>