

**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-III-92-2013.14
Complainant	Shri Nikhil P Joshi, at Vardhari, Tal: Lunawada, Dist : Mahisagar (Correspondence address : Raygadh Complex, 1st floor, Near AS Motors, Salatwada, Vadodara
Respondent	Shri G B Patelia, Deputy Engineer, Kothamba s/dn of MGVCL.
Date of hearing	18.10.2013 at Godhra

QUORUM	NAME
Independent Member	Harsha S Chauhan, Vadodara
Technical Member	Medha M Marathe, MGVCL

The complaint dated NIL received on 1.10.13 regarding to disconnect illegal connection.

On 18.10.2013, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Nikhil P Joshi, appeared himself, whereas Shri G B Patelia, Deputy Engineer, Kothamba s/dn appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

Complainant and other family members possess agricultural land bearing survey No.138 / 3 at Vardhari, Tal: Lunawada, Dist : Mahisagar. After death of Shri Purossottam T Joshi on date 24.05.2012 (complainant's father), complainant's name comes on record as legal heir of Shri P T Joshi. After death of his father Shri P T Joshi, it came to knowledge of complainant that electric connection was got by Shri Dahyabhai T Joshi (uncle of complainant) by forged documents submission. Complainant has got all documents from MGVCL under Right to Information Act. In that documents, one consent letter is there in which shows consent of Shri P T Joshi for releasing connection. But complainant says that his father never gave such type of consent. In consent letter, there is forged sign of his father Shri P T Joshi. Complainant's father has never given any consent for connection so complainant requested for disconnection of electric connection in the land survey No.138 / 3 at Vardhari.

The respondent contended that in the year 2005, after all necessary procedure followed one Tatkal vij connection was released by Lunawada s/dn-I. After following all necessary formalities & consent for connection, connection was released. There is no any illegality in releasing agricultural connection in the said land.

The Forum Members present at the hearing considered contention of both the parties and perused the records. The Forum come into conclusion that whether sign

of Shri P T Joshi is genuine or forged is out of purview of forum. Complainant should prove forged sign in appropriate judicial court & order of court should produce before the Forum. Then & then only connection given in the said land can be disconnected.

ORDER

The Forum directs the complainant Shri Nikhil P Joshi, at Vardhari, Tal: Lunawada, Dist : Mahisagar, the connection given by MGVL in survey No.138 /3 is in order and cannot be disconnected.

(Medha M Marathe)
Technical Member

(Harsha S Chauhan)
Independent Member

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>