

**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-I-17-2013.14
Complainant	Shri Pravinbhai R Patel at Narna Muvada, Antisar, Tal: Kapadwanj, Dist : Kheda
Respondent	Shri G S Patel, Deputy Engineer of Kapadwanj Rural s/dn of MGVCL
Date of hearing	17.05.2013 at Corporate Office, Vadodara

QUORUM	NAME
Chairperson	Shri P J Patel, Gandhinagar
Independent Member	Harsha S Chauhan, Vadodara
Technical Member	Shri Y B Sukhadia, MGVCL

The complaint dated 16.04.2013 regarding vij connection in Darkzone area.

On 17.05.2013, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Pravinbhai R Patel appeared himself whereas Shri G S Patel, Deputy Engineer of Kapadwanj Rural s/dn 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 had applied for new agricultural connection in the year 1994 in Survey No.515.
2. Due to declaration of dark zone area, the application was not processed.
3. The government allowed to release connection in dark zone area provided the consumer adopt Micro Irrigation as per rules.
4. During survey, it was noticed that in the same survey number there is already electric connection in the name of Shri Muljibhai Jethabhai Patel. As two connections in same survey number cannot be released as per rules, his application was cancelled.

Complainant Shri Pravinbhai R Patel contended that he had applied for vij connection in 1994. In the year 1994, partition among brothers named (1) Patel Ramabhai Jethabhai (2) Patel Muljibhai Jethabhai & (3) Patel Prabhudas Jethabhai was made for land. Accordingly the land of Survey No.515 / 1 was allotted to Shri Ramabhai J Patel and land of Survey No.515 / 2 allotted to Shri Muljibhai J Patel. The existing Ag connection owned by Shri Muljibhai J Patel at survey No.515 / 2 is continue from 26.04.2009 and till today.

The respondent contended that complainant has asked for connection in 1994 in Survey No.515 at Narna Muvada, Antisar, Tal: Kapadwanj, Dist : Kheda. Due to relaxation to release connection in darkzone in 2012, the process for release agricultural connection was started, complainant has given consent for adoption of MIS on 26.05.12 and survey was carried out. During survey, it was noticed that there is connection on same survey number in the name of Shri Muljibhai J Patel. As such complainant application was cancelled and not processed.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that there was distribution of lands among all brothers, before connection released to Shri Muljibhai. There were two different survey numbers 515 / 1 & 515 / 2 as per record. Survey No.515 / 2 is having vij connection on the name of Shri Muljibhai but in Survey No.515 / 1 no vij connection. Complainant owned survey No.515 / 1 whereas Survey No.515 / 2 is owned by legal heirs of Shri Muljibhai J Patel.

The Forum is of the opinion that the Survey Nos. 515 / 1 & 515 / 2 are different lands and owned by different person so vij connection to complainant on survey No.515 / 1 should be released.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to process for release of Agriculture connection to complainant Shri Pravinbhai R Patel at Narna Muvada, Antisar, Tal: Kapadwanj, Dist : Kheda on survey No.515 / 1.

(Y B Sukhadia)
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>