

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-26-2014.15
Complainant	Shri Bhailalbhai Somabhai Patel at Khadol (H), Tal: Aanklav, Dist: Anand
Respondent	Shri K M Panchal JE, Aanklav Sub D/n. MGVCL
Date of hearing	27.06.2014 at Kapadwanj

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

The complaint dated 18.06.2014 regarding to give agriculture vij connection.

On 27.06.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Bhailalbhai Somabhai Patel appeared himself, whereas Shri K M Panchal, Junior Engineer of Aanklav 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 vij connection in LS No.279 village Khadol (H) and registered on 19.12.2011.
2. After survey estimate of Rs. 17600/- was issued to complainant on 13-02-2014 which was paid by him on 14-02-2014 vide M.R. no. NN 34617-34619.
3. His relative Shri Jatibhai Jasbhai Patel, who is co-owner of land, has raised objection by submitting a letter on 09-04-2014 stating that his signature in the consent letter dated 23-11-2011 is a forged one. So work to release connection of complainant should not be carried out without his consent.

4. Subsequently Aanklav sub-division informed the complainant through RPAD vide letter No.Ank/Tech/1714 dated 25-04-2014 regarding the objection raised by Shri Jatibhai Jasbhai Patel.
5. Complainant being retired agriculture employee requested to release his connection.

The complainant contended that he had applied for new vij connection in LS No.279 village Khadol(H) and registered on 19.12.2011. After survey, estimate of Rs. 17600/- was issued by MGVCL on dtd.13-02-2014 which was paid by him on 14-02-2014 vide M.R. no. NN 34617-34619. Though his relative Shri Jatibhai Jasbhai Patel, who is co-owner of land, has given his consent on notarized stamp paper Rs 100/- on 23-11-2011, He had raised objection by submitting a letter on 09-04-2014 stating that the signature in the consent letter dated 23-11-2011 is not made by him is illegal. Complainant stated that contractor had stopped the work without having any obstruction from Jayanti J.Patel at site. He himself was present at site he also assured way leave for erection of the line in case of any objection raised by J.J.Patel. He also stated that Shri J J Patel himself as signed consent letter in presence of Notary so it is legal and subsequent any objection should not consider. However, he assured to resolve any wayleave problem at site and requested to start uncomplete works.

The respondent contended that complainant had applied for new vij connection in LS No.279 village Khadol(H) and registered on 19.12.2011. After survey estimate of Rs. 17600/- was issued to complainant on 13-02-2014 which was paid by him on 14-02-2014 vide M.R. no. NN 34617-34619. Complainant's relative Shri Jatibhai Jasbhai Patel, who is co-owner of land, has raised objection by submitting a letter on 09-04-2014 stating that his signature in the consent letter dated 23-11-2011 is forged one. So work to release connection of complainant should not be carried out without his consent. So informed the complainant by giving RPAD vide letter no. Ank/Tech/1714 dated 25-04-2014 regarding the objection raised by Shri Jatibhai Jasbhai Patel and stopped the line erection work. Till wayleave problem is resolved at their end.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that consent letter having photo and signature is legally notarized. Subsequent, objection taken by one of the partner for other issues should not be considered by MGVCL. MGVCL should complete erection work and process to give connection.

The complainant should remain present while carrying out line erection works so that work can be completed in time.

ORDER

The Forum directs Madhya Gujarat Vij Co Limited to complete the line erection work for giving AG connection to the complainant Shri Bhailalbhai Somabhai Patel at Khadol(H), Tal: Anklav, Dist: Anand

(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>