

**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-125-2013.14
Complainant	Shri Budhaji Bhaktiji Chauhan At : Nava Bobha PO: Kapadwanj, Tal: Kapadwanj, Dist : Kheda
Respondent	Shri R M Patel DE, Kapadanj REC Sub D/n. MGVCL
Date of hearing	31.01.2014 at Kapadwanj s/dn

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

The complaint dated 10.01.2014 regarding to give agriculture vij connection under Dark Zone Yojna.

On 31.01.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Budhabhai Bhaktiji Chauhan appeared himself, whereas Shri R M Patel DE, Kapadanj REC Sub D/n. MGVCL 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 Agriculture Connection under Dark Zone area on 28.09.2012 in L S No.34/6 paiki Khata No.71 at village Bobha, Tal:Kapadwanj under GP No.868.
2. He had applied under Tatkal scheme on 08.11.2013 as a switch over and new GP No.143.
3. During site survey, it was observed that there is existing connection available in the name of Shri Budhaji Chauhan in LS No.34/6 paiki having Khata No.74.
4. The application was cancelled and was conveyed to the applicant on 02.01.2014 by Kapadwanj s/dn.
5. The complainant has requested to consider his application as he is having different Khata number of same LS No.34/6 paiki.

The complainant contended that he had applied for agricultural connection under dark zone on 28.09.2012. After introduction of Tatkal scheme, he had applied as a switch over applicant under Tatkal on 08.11.2013. He received

letter from MGVCCL mentioning that his application is cancelled as there is already existing connection in the name of Shri Fulaji Budhaji Chauhan in the same survey number. He also contended that though survey No.34/6 paiki is same but Khata number is different. The Khata number of existing connection is No.74, whereas his Khata number is 71 as such requested to consider his application for agricultural connection.

The respondent contended that the complainant had applied at village Bobha under LS No.34/6 paiki & Khata No.71 on 28.09.2012 under GP No.868. He had applied under Tatkal scheme on 08.11.2013 as a switch over applicant. During survey, it was observed that there is already existing connection in the name of Shri Fulaji Budhaji Chauhan in the same survey number. Hence, his application was cancelled vide letter No.KPJ/REC/75 dated 02.01.2014.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that LS No.34/6 paiki is same but Khata numbers are different. The connections can be given to the complainant having same survey number but different Khata numbers as legal possessor is different. Accordingly, application of Shri Budhaji Bhaktiji Chauhan should be processed to give Ag Connection. In instant case, the Khata nos of a Survey Number are different and their legal possession with different owners so considering separate entity vij connection can be given.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to process for new agriculture connection to complainant Shri Budhaji Bhaktiji Chauhan At : Nava Bobha, PO: Kapadwanj, Tal: Kapadwanj, Dist : Kheda.

(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>