

**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-24-2014.15
Complainant	Shri Budhaji Lalaji Chauhan at Ghodali Tal. Mehemdavad Dist.Kheda
Respondent	1. Shri J.M.Brahmbhatt J.E. Haldarwas Sub D/n. MGVCL 2. Shri T.J.Shah D.E. Haldarwas subdivision
Date of hearing	20.06.2014 at Vadodara & 27.06.2014 at Nadiad

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

The complaint dated 16.06.2014 regarding to give agriculture vij connection.

On dated 27.06.2014, the first hearing was heard for the case of the Complainant Grievance before Consumer Grievance Redressal Forum wherein Shri Rameshbhai Budhaji Chauhan son of the applicant appeared on behalf of the complainant whereas Shri J.M. Brahmbhatt, Junior Engineer of Haldarwas 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.200/B village Ghodali and registered on dated 01.10.2012 under dark zone scheme.
2. The application was switch over to Tatkal scheme on 18.11.2013.
3. During survey work, it was observed that AG connection is existing in L.S. No.200/B bearing consumer no 19404/00402/2 in the name of Shri Karsanji Ranaji Chauhan.
4. On verifying records, it is observed that complainant had submitted application for new Vij connection in L.S.No.200/B and submitted documents found also for 200/B.
5. In view of this, D.E. (Haldarwas) has intimated to complainant that another Vij connection can't be given in same L.S.No.200/B as per prevailing rules of the company.
6. Complainant in his complaint has admitted that he requires connection in LS No.200/A and he has shown borewell at the time of survey in that survey number. He also admitted that there is mistake on his part to submit document of survey No.200/B instead of Survey No.200/A. Being illiterate, his father not knowing his actual survey number. Number of proofs has

been given in support of availing power supply in L.S.no.200/A, which are as under.

- i) Complainant has submitted 7/12 uttaras on the joint name of Lalaji Ranaji/Manaji Ranaji/Karshanji Ranaji/ Dahyaji Ranaji and Maniben Ranaji.
 - ii) Legal heirs had given consent on Rs.20/- stamp paper for L.S.No.200/B before 35 years for connection in LS No.200/B.
 - iii) Land separation of L.S.No. of 200A & 200B was awarded in 1966.
 - iv) Complainant has admitted and apologized on Rs.20/-stamp paper that through oversight and unawareness of his actual survey number made mistake for wrong submission of documents i.e. instead of 200/A, documents for 200/B submitted.
- 7. Complainant has submitted duly notarized consent for S.No.200/A for getting Vij connection.
 - 8. Complainant has submitted Form no.16 from Ghodali gram-panchayat indicating well in L.S.No.200/A.
 - 9. Complainant has submitted document indicating chaturseema.
 - 10. Identification proof of complainant.
 - 11. Certification regarding proof of well issued by Ghodali gram panchayat.
 - 12. Complainant has submitted copy of death certificate for Dahyaji Ranaji/Maniben Ranaji and Subaben Lalaji, whose name were indicated in 7/12 uttaras.
 - 13. Complainant had submitted 7/12,8A copy for L.S.No.200/A and 200/B.
 - 14. Complainant has requested to take note of his genuine mistake and to consider for Vij connection in L.S.No.200/A.

The complainant has contended that he had applied for new vij connection in LS No.200/B village Ghodali and registered on 01.10.2012 and switched over in Tatkal scheme. After survey they received letter No.4407 Dtd.27.12.2013 regarding cancellation of his AG application due to existing AG connection in L.S.No.200/B. On realizing his mistake, he submitted apology by way of affidavit on Rs.20/- stamp paper in presence of Executive magistrate. Even he had submitted all relevant documents as stated in his complaint dtd.16.06.2014 to establish ownership right for 200/A. Hence considering all these facts MGVL should give him connection.

The respondent contended that complainant had applied for new vij connection in LS No.200/B village Ghodali and registered on 01.10.2012. During the survey work it was found that AG connection exists in L.S.No.200/B consumer No.19404/00402/2. Complainant had also submitted documents of LS No.200/B. Hence they issued notice for cancellation of for AG connection which is as per prevailing rules that in one survey number only one connection can be given.

The Forum Members present at the hearing considered contention of both the parties and perused the records and decided to verify other documents and to call for hearing with compliance of following:

1. Bills for material purchase and execution of borewell work. L.S.No.200/A.
2. To call Shri Katodia J.E.who had surveyed the area alongwith (A) Survey map (B) Existing connection power supply map. (C) Actually surveyed of LS Number comparison with consumer PF records.

Complainant contended on dtd.27.06.2014 that in both S.No. 200/A and 200/B having their names but the connection actually required in S.No.200/A. He himself not aware of his land actual survey number so by mistake documents of S.No.200/B was submitted. Borewell prepared on 01.08.2012 in LS No.200/A for which the bill no.11 dtd.01.08.2012 is submitted from Vedi tube well works Someshwarlat Post Kanij Tal.Mehmdavad.

During hearing on dtd.27.06.2014, the respondent has informed that complainant had switched over his AG application to TATKAL scheme on 18.11.2013 which was surveyed on 17.12.2013 by Shri Katodia J.E. At the time of survey borewell prepared in L.S.No.200/A was shown as in L.S.No.200/B. J.E. has remarked in his survey report that one connection is existing in L.S.No.200/B which may be confirmed by verifying office record. As per office record, existing AG connection in LS no.200/B which was shifted under AG PDC R/C released on dated 20.04.1997. The complainant had also submitted document for L.S.No.200/B alongwith his application. After first hearing on dated 20.06.2014 and as per the forum instruction he has visited the site on 23.06.2014 to verify any other well / borewell in LS No.200/B and borewell shown to Shri Kotadia, Junior Engineer is in LS No.200/A or 200/B. It was also instructed to check power supply connection of existing connection and proposed power supply map for new connection prepared at the time of survey.

The respondent has briefed above details along with power supply maps. There is no other well / borewell in LS No.200/B where connection exists. The new borewell is in another survey number i.e. 200/A as per Chatursima map. The existing connection having 9 LT poles from 11 KV Maruti AG dom feeder. The

power supply proposed map prepared at the time of survey on dated 17.12.2013 is for 10 metre HT line.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that the applicant is confident for his requirement in L S No.200/A but due to unawareness about actual survey number position at site, submitted wrong documents of LS No.200/B. The mistake may be due to all owners name are same in both survey numbers. Though, he had submitted documents for LS No.200/B, actually bore prepared in LS No.200/A and shown that survey number at the time of survey. After cancellation letter from MGVL, he investigated the reason and confessed his mistake while submission of documents.

The Forum is of the opinion that there is a genuine mistake of the complainant for submission of land documents so his case should be considered.

ORDER

The Forum directs Madhya Gujarat Vij Company Limited to give new connection in LS 200/A to Shri Budhaji Lalaji Chauhan, at Ghodali, Tal: Mehmabad, 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>