

**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-15-2014-15
Complainant	Shri Ghanshyamsingh Bhimsingh Zala, At. Chavlaj, Tal: Daskoi, Dist : Ahmedabad
Respondent	Shri T J Shah, Deputy Engineer of Haldarwas S/dn of MGVCL
Date of hearing	09.05.2014 Vadodara

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

The complaint dated 10.04.2014 to give vij connection in Dark zone area under Tatkal scheme.

On 09.05.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Ghanshyamsingh Bhimsingh Zala, appeared himself whereas the respondent on behalf of MGVCL was not present before the Forum.

The brief details of the case are as under:

1. The complainant's father Shri Bhimsingh Fatehsingh Zala had applied for new agriculture connection on 26.09.2012 at village Chavlaj, Tal: Daskoi, Dist : Ahmedabad in Survey / Block no.99 for 15 HP under Dark Zone area under vikalp C, G.P.no. 591.
2. The complainant's father expired on 28.06.2013. Later complainant Shri Ghanshyamsingh Bhimsingh Zala opted to switch over to tatkal scheme on 15.11.2013 with change of name. It was registered under G.P.no. 34 on dated 18.09-2013.
3. Complainant was asked to submit copy of 7/12 of Survey/Block no. 99 stating names of successors of co-owners of the land who was expired and the notarized NOC on stamp paper of Rs. 100/- of all co-owners of land clearly stating the Survey/Block number alongwith reason for

change of L.S. no. before 20.01.2014 vide letter no. HLD/T/142 dated 16.01.2014. Documents submitted by complainant on 22.01.2014.

4. The land bearing block no 99 has been formed by consolidating old survey numbers which also include L.S. no.115/1. The land of Survey / Block no.99 has large area of 12 acre and 5 guntha. Land purchase document, pedhinama of all co-owners of land on stamp paper of Rs.20/- alongwith the consent of all co-owners has been submitted to the office. As it is not possible for complainant to submit again and again the consent/NOC of persons other than his family members, he requested to consider his application for new agriculture connection in L.S./Block no. 99.

The complainant contended that his father Shri Bhimsingh Fatehsingh Zala had applied for new agriculture connection on 26.09.2012 at village Chavlaj, Tal: Daskoi, Dist : Ahmedabad in Survey / Block no.99 for 15 HP under Dark Zone area. His father expired on 28.06.2013. Later complainant Shri Ghanshyamsingh Bhimsingh Zala son of the applicant Shri Bhimsingh opted to switch over to tatkal scheme. It was registered under G.P.no. 34 on dated 18.09-2013. Thereafter, he applied for change of name on 15.11.2013. Complainant was asked to submit copy of 7/12 of Survey/Block no. 99 stating names of successors of co-owners of the land who was expired, the notarized NOC on stamp paper of Rs. 100/- of all co-owners of land clearly stating the Survey/Block number alongwith reason for change of L.S. no. before 20.01.2014 vide letter no. HLD/T/142 dated 16.01.2014 which were submitted by complainant on 22.01.2014. The land bearing block no 99 has been formed by consolidating old survey numbers which also include L.S. no.115/1. The land of Survey / Block no.99 has large area of 12 acre and 5 guntha. Land purchase document, pedhinama of all co-owners of land on stamp paper of Rs.20/- alongwith the consent of all co-owners has been submitted to the office. As it is not possible for complainant to submit again and again the consent/NOC of persons other than his family members, he requested to consider his application for new agriculture connection in L.S./Block no. 99.

The respondent was not present. On telephonic inquiry, he contended that the complainant's father Shri Bhimsingh Fatehsingh Zala had applied for new agriculture connection on 26.09.2012 at village Chavlaj, Tal: Daskoi, Dist : Ahmedabad in Survey / Block no.99 for 15 HP under Dark Zone area under vikalp C, G.P.no. 591. Shri Bhimsingh Zala expired on 28.06.2013. Later complainant Shri Ghanshyamsingh Bhimsingh Zala opted to switch over to tatkal scheme. Thereafter, he applied for change of name on 15.11.2013. It was registered under G.P.no. 34 on dated 18.09-2013. Complainant was asked to submit fresh documents copy of 7/12 of Survey/Block no. 99 stating names of

successors of co-owners of the land who was expired, the notarized NOC on stamp paper of Rs. 100/- of all co-owners of land clearly stating the Survey/Block number alongwith reason for change of L.S. no. before 20.01.2014 vide letter no. HLD/T/142 dated 16.01.2014. Complainant had not complied the above stated letter, rather stated that he cannot submit the consent/NOC of persons other than his family members. So the application under tatkal scheme has been cancelled vide letter no. 1852 dated 07.05.2014. However the complainant's application registered on 26.09.2012 under vikalp C, G.P.no. 591 is continued under general priority.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that the complainant has not complied and not submitted the required documents till day so application of Shri Ghanshyamsingh Bhimsingh Zala cannot be processed to give Ag Connection under TATKAL Scheme. He has to submit documents supporting separate ownership of the premises to process application for Agricultural connection under normal darkzone scheme as an other alternative.

ORDER

The Forum directs the complainant Shri Ghanshyamsingh Bhimsingh Zala, At. Chavljaj, Tal: Daskoi, Dist : Ahmedabad that the decision of Madhya Gujarat Vij Co Limited not to process the application for new agriculture connection under Tatkal scheme is in order.

(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>